

GAHC010160462021



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/5658/2021

GOPAL FOUZDAR
S/O- LT. MAKHANLAL FOUZDAR, VILL- NO.1 HATIGARH, P.O. RAJADABRI,
P.S. KACHUGAON, DIST.- KOKRAJHAR, ASSAM, PIN- 783360

VERSUS

BODOLAND TERRITORIAL REGION AND 5 ORS
REP. BY THE PRINCIPAL SECY. TO THE BTR, KOKRAJHAR, ASSAM, PIN-
783370

2:THE DIRECTOR
LAND RECORDS AND SURVEYS
BTC
KOKRAJHAR
PIN- 783370

3:THE DY. COMMISSIONER
KOKRAJHAR
DIST.- KOKRAJHAR
ASSAM
PIN- 783370

4:THE CIRCLE OFFICER
GOSSAIGAON REVENUE CIRCLE
GOSSAIGAON
DIST.- KOKRAJHAR
ASSAM
PIN- 783360

5:THE STATE OF ASSAM
REP. BY THE ADDL. CHIEF SECY. TO THE GOVT. OF ASSAM
LAND REVENUE AND D.M. DEPTT.

DISPUR
GHY-6

6:THE SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND D.M. (L.R) DEPTT.
DISPUR GHY-

For the petitioner (s) : Mr. M. Sarania, Advocate

For the respondent (s) : Mr. B. Choudhury, Advocate
Ms. S. Baruah, Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

09.02.2024

Mr. M. Sarania, the learned counsel appearing on behalf of the petitioner submits that in view of the specific stand taken by the respondent No.4 in his affidavit-in-opposition that the land in question has not been acquired, he may be permitted to withdraw the instant writ petition and approach the appropriate forum challenging the forceful occupation of the petitioner's land without following the due process.

2. Taking into account the above, the instant writ petition therefore stands closed on withdrawal.

3. However, if the land of the petitioner in question in any manner has been taken away by the respondent authorities without adhering to the provision of law, the petitioner would be at liberty to approach the appropriate forum including this Court.

JUDGE

Comparing Assistant