

GAHC010161302024



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

**Case No. : I.A.(Civil)/2409/2024**

ALAKA BARUA  
W/P PRADIP BARUAH, R/O UTTAR GUWAHATI, P.O. AND P.S. NORTH  
GUWAHATI, PIN 781030, DISTRICT KAMRUP (R)

VERSUS

THE STATE OF ASSAM AND ORS.  
REP. BY THE COMM. AND SECY., REVENUE AND DISASTER  
MANAGEMENT (REFORMS) DEPTT., GOVT. OF ASSAM, DISPUR-06, GHY

2:THE DY. COMMISSIONER  
KAMRUP (M)  
DISTRICT

3:THE ADDL. DY. COMMISSIONER (REV)  
DIST.- KAMRUP (M)

4:THE CIRCLE OFFICER  
DISPUR REVENUE CIRCLE  
DIST.- KAMRUP (M)

5:NABADIP DAS

S/O- LT. GHANASHYAM DAS  
R/O- SORBHOG TOWN  
WARD NO.4  
P.O. AND P.S. SORBHOG  
DIST.- BARPETA  
ASSAM  
PIN- 78131

For the Petitioner(s) : Ms. M. Deka, Advocate

For the Respondent(s) : Mr. H. Sharma, Government Advocate

**BEFORE  
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

**ORDER**

**Date : 16.08.2024**

The instant application has been filed by the applicant seeking impleadment as the Respondent No.5 to the accompanying writ petition being WP(C) No.8328/2022.

2. From the materials on record, it is seen that the petitioner in the accompanying writ petition has assailed an order dated 07.10.2022 passed by the Respondent No.4 whereby the partition proceedings was dismissed and there was also a direction to maintain status quo order restraining the petitioner to construct or develop the said land.

3. It is the case of the applicant that the land belongs to the applicant wherein the petitioner was raising construction and the applicant have filed the complaint and resultantly the impugned order dated 07.10.2022 was passed.

4. Taking into account the above, this Court is of the opinion that the applicant herein is a necessary party to the accompanying writ petition. Accordingly, the applicant herein is arrayed as Respondent No.5 to the accompanying writ petition.

5. The learned counsel for the petitioner in the accompanying writ petition is directed to file a fresh Memo of Parties before the Registry of

this Court within 7 (seven) days and on the basis thereof, the Registry shall make necessary correction in the cause title and update the same in CIS.

6. IA stands allowed.

**JUDGE**

**Comparing Assistant**