

GAHC010215342024



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

Case No. : WP(C)/5532/2024

MD. RAFIQUL ISLAM AHMED
S/O- MR. NUR HUSSAIN, R/O- DHING ROAD, P.O. HAIBAR GAON, DIST.
NAGAON, ASSAM, PIN- 782002.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, ENVIRONMENT AND FORESTS DEPARTMENT, DISPUR,
GUWAHATI-6.

2:THE SECRETARY TO THE GOVT. OF ASSAM
ENVIRONMENT AND FORESTS DEPARTMENT
DISPUR
ASSAM-06.

3:THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND HOFF
GOVERNMENT OF ASSAM
PANJABARI
GUWAHATI.

4:THE ENQUIRY OFFICER
CUM CHIEF CONSERVATOR OF FORESTS
DIMA HASAO DISTRICT
HAFLONG
ASSA

Advocate for the Petitioner : MR. J I BORBHUIYA, MRS. K H CHOUDHURY,MR. L
MOHAN,MR A HOSSAIN

Advocate for the Respondent : SC, FOREST,

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 12/11/2024

Heard Mr. J.I. Borbhuiya, learned counsel for the writ petitioner. Also heard Mr. D. Gogoi, learned Standing Counsel, Forest Department, Assam, appearing for the official respondents.

The order dated 19/08/2024 passed by the Secretary to the Government of Assam, Environment and Forest Department, Assam, has been assailed in this writ petition on the ground that the same has been issued in contravention of the directions contained in the order dated 01/05/2024 passed by this Court in WP(C) 2259/2024.

Today, when the matter is called up, Mr. Gogoi has produced a copy of the order dated 04/11/2024, a perusal of which goes to show that the order dated 19/08/2024 has since been revoked.

If that be so, there is no cause of action surviving in this writ petition for adjudication by this Court. Learned counsel for the parties have also agreed to the said proposition.

In view of the above, by retraining a copy of the order dated 04/11/2024, this writ petition stands closed.

JUDGE

Sukhamay

Comparing Assistant