

GAHC010252522024



2024:GAU-AS:12233

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

Case No. : WP(C)/6392/2024

MINTU DAS
S/O- BIREN DAS, VILL.- MORAKOLONG, P.O. AHATGURI, P.S.
DHARAMTUL, DIST. MORIGAON, ASSAM, PIN- 782412.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,
FISHERY DEPARTMENT, DISPUR, GUWAHATI, PIN- 781006.

2:THE ASSAM FISHERIES CORPORATION LTD.
REPRESENTED BY THE MANAGING DIRECTOR
CHACHAL
VIP ROAD
GUWAHATI
PIN- 781036.

3:THE MANAGING DIRECTOR
ASSAM FISHERIES DEVELOPMENT CORPORATION LTD.
CHACHAL
VIP ROAD
GUWAHATI
PIN- 781036.

4:THE GENERAL MANAGER
ASSAM FISHERIES DEVELOPMENT CORPORATION LTD.
CHACHAL
VIP ROAD
GUWAHATI
PIN- 781036

Advocate for the Petitioner : MR. M K HUSSAIN, MRS. S Y AHMED, MS. F H AHMED, MR. M
ALOM

Advocate for the Respondent : SC, AFDC,

**BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA**

ORDER

Date : 04-12-2024

Heard Mr. MK Hussain, learned counsel for the petitioner, who submits that the petitioner was settled with the 47 No. Morakolong Meen Mahal, Morigaon district for 7 (seven) w.e.f. 01.04.2022 to 31.03.2029.

2. The petitioner's counsel submits that though the petitioner executed an agreement dated 07.10.2022 with the AFDC for operating the fishery, the possession of the fishery was handed over to the petitioner only on 11.10.2022 instead of 01.04.2022.

3. The petitioner's counsel submits that the petitioner accordingly submitted a representation dated 27.05.2024, praying for adjustment/remission of his revenue for 193 days, due to the late handing over of the fishery. He submits that the writ petition can be disposed of, if a direction is issued to the respondent No. 3 to take a decision on the petitioner's representation dated 27.05.2024.

4. Mr. P Sharma, learned counsel for the AFDC has no objection to the prayer made by the petitioner's counsel.

5. In view of the consent of the parties, the respondent No. 3 is directed to take a decision on the petitioner's representation dated 27.05.2024, within a

period of 1 (one) month from the date of receipt of a certified copy of this order and communicate the decision to the petitioner thereafter.

6. The writ petition is disposed of accordingly.

JUDGE

Comparing Assistant