

GAHC010260962024



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

Case No. : WP(C)/6654/2024

RANJAN KUMAR GOGOI AND ANR
SON OF LATE TANKESWAR GOGOI, R/O- VILLAGE- NALKATA, P.O.
BOGOLIJAN, P.S. NORTH LAKHIMPUR, DIST. LAKHIMPUR, ASSAM

2: SRI PUTUL GOGOI
SON OF LATE TANKESWAR GOGOI
R/O- VILLAGE- NALKATA
P.O. BOGOLIJAN
P.S. NORTH LAKHIMPUR
DIST. LAKHIMPUR
ASSA

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
REVENUE DEPARTMENT, GOVERNMENT OF ASSAM, DISPUR, GUWAHATI-
781006

2: THE DEPUTY COMMISSIONER
LAKHIMPUR
NORTH LAKHIMPUR
P.O. NORTH LAKHIMPUR AND DIST.- LAKHIMPUR
ASSAM
PIN- 787001

3: THE CIRCLE OFFICER
NORTH LAKHIMPUR REVENUE CIRCLE
P.O. NORTH LAKHIMPUR AND DIST.- LAKHIMPUR
ASSAM
PIN- 78700

Advocate for the Petitioner : MR. N J DUTTA, M RAHMAN, MR. M M ZAMAN, MR A
BASUMATARY, MR N AHMED

Advocate for the Respondent : GA, ASSAM, SC, REVENUE

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

11.12.2024

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Heard Mr. N.J. Dutta, learned counsel for the petitioners. Also heard Mr. S. Konwar, learned counsel for the respondent Nos. 1 and 2, Ms. G. Hazarika, learned Standing Counsel for the Revenue Department.

The writ petitioner's is claimed that they are in possession of land measuring 7 Bigha, 1 Lecha covered by Dag No. 112 and 113 of Eksona Patta No. 40 of Nalkata Revenue village under Nakari Mouza in the District of Lakhimpur, Assam.

It is submitted by the learned counsel for the petitioners that the petitioners are the only legal heirs of their predecessors-in-interest and therefore, they made an application dated 21.07.2022 before the Circle Officer, North Lakhimpur, Revenue Circle seeking mutation of inheritance in respect of the said land. It is submitted that the said application although filed on 21.07.2022 the same had not been disposed of as no order has been communicated to the petitioner.

Learned Government Advocate submits that she has no instructions and prays for the opportunity to complete her instructions.

Considering the limited prayer of the writ petitioner that their application dated 21.07.2022 (Annexure 6) is required to be disposed of by Circle Officer within a specific period, this Court is of the view that the matter need not be kept. As such ends of justice will be made if the writ petition is disposed of with

a direction to the Circle Officer to consider the representation application dated 21.07.2022 stated to have been filed by the petitioner and disposed of the same within a period of 60 days from the date of the receipt of the certified copy of this order.

Any such order there may be passed by the Circle Officer shall be furnished to the petitioner.

With the above observations this writ petition stands disposed of the petitioner will also furnish a copy of the present writ petition along with the enclosures at the time of furnishing the certified copy before the Circle Officer.

JUDGE

Comparing Assistant