

GAHC010285642023



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

Case No. : WP(C)/7390/2023

MADHAB BHADURY
SON OF LATE MANO RANJAN BHADURY,
R/O- VILL- MAHARIPARA,
P.O. MAHARIPARA,
P.S.- GORESWAR
DISTRICT- BAKSA, BTAD, ASSAM.
COMMUNICATION ADDRESS-
C/O- AMAL KUMAR CHOUDHURY,
H.NO. 223, NABINPALLY WARD NO. 1,
DIST.- UDALGURI, BTAD, ASSAM,
PIN- 784521.

VERSUS

PRINCIPAL SECRETARY, BODOLAND TERRITORIAL COUNCIL AND 6 ORS
BODOFA NAGAR,
BODOLAND TERRITORIAL COUNCIL SECRETARIAT,
KOKRAJHAR,
BODOLAND TERRITORIAL REGION(BTR),
ASSAM.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM

PANCHAYAT AND RURAL DEVELOPMENT

(BAKSA) ASSAM.

3:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
TAMULPUR.

4:GORESWAR DEVELOPMENT BLOCK
GORESWAR

REPRESENTED BY BLOCK DEVELOPMENT OFFICER.

5:JOINT DIRECTOR AND STATE NODAL OFFICER (PMAYG)
OFFICE OF THE COMMISSIONER

PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
ASSAM.

6:CIRCLE OFFICER
GORESWAR REVENUE CIRCLE
BAKSA
B.T.R.
ASSAM.

7:BABUL DEY
S/O- LATE SUDHANGASHU DEY

R/O- VILL- MAHARIPARA

P.O. MAHARIPARA

P.S.- GORESWAR

For the Petitioner(s) : Mr. P. Sharmah, Advocate

For the Respondent(s) : Mr. S. R. Rabha, SC, BTC

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 12.01.2024

1. Mr. P. Sharmah, the learned counsel appearing on behalf of the Petitioner submitted that although there is a civil suit pending where there is an injunction order passed but on the basis of sanction so granted by the Respondent Authorities, the Respondent No.7 is raising construction. He however submitted

that there is a status quo order passed by the learned Trial Court. It is the opinion of this Court that the Petitioner would be well advised to approach the Trial Court for appropriate orders, if so advised.

2. This Court taking into account the facts of the instant case, is not entertaining the instant writ petition. However, the non-entertaining the instant writ petition and the consequential dismissal of the writ petition shall not prejudice the Petitioner in the proceedings before the Trial Court as well as also to file appropriate applications.

3. In view of the above, the instant writ petition stands disposed of.

JUDGE

Comparing Assistant