

GAHC030003892024



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

Case No. : CMAppl./1/2024

Rabea Begum Choudhury and 4 Ors.
W/o Late F.U. Choudhury
R/o Post Badarpur Ghat, P.S. - Badarpur, District - Karimganj, PIN- 788808, Assam

2: Burhan Uddin Choudhury
S/o Late F.U. Choudhury
R/o Post Badarpur Ghat
P.S.- Badarpur
District- Karimganj
PIN- 788808
Assam

3: Mohi Uddin Choudhury
S/o Late F.U. Choudhury
R/o Post Badrp Ghat
P.S. - Badarpur
District- Karimganj
PIN- 788808
Assam

4: Jashim Uddin Choudhury
S/o Late F.U. Choudhury
R/o Post Badarpur Ghat
P.S. - Badarpur
District- Karimganj
PIN- 788808
Assam

5: Naim Uddin Choudhury
S/o Late F.U. Choudhury
R/o Post Badarpur Ghat
P.S. - Badarpur
District- Karimganj
PIN- 788808

Assa

VERSUS

The State of Mizoram and 5 Ors.

R/b the Chief Secretary to the Govt. of Mizoram, Aizawl 2: The Secretary to the Govt. of Mizoram

Environment and Forests Dept.

Aizawl

Mizoram

3: The Principal Chief Conservator of Forest

Aizawl

Mizoram

4: The Divisional Forest Officer

Kolasib Forest Division

Kolasib

5: The Range Officer

Bairabi

Forest Ranger

Mizoram

6: The Member Secretary

High Powered Committee for North-Eastern Region

Room No. 106

Paryavaran Bhawan

Lodhi Road

New Delhi - 11000

Advocate for the Petitioner : Mr. Dinesh Kr. Sharma

Advocate for the Respondent : Addl. AG/GA, Mizoram for R1 - 5

**BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
ORDER**

Date : 03.09.2024

Heard Mr. B. Pathak, learned counsel for the applicant, who submits that the Order dated 20.05.2024, dismissing the writ petition for non-prosecution should be recalled, inasmuch as, the writ petitioner's counsel could not attend to the Court proceedings due to the cause list being uploaded to a date prior to the listing of the

case and as the counsel was unwell.

Ms. Vanneihsiami, learned Government Advocate appears for all the respondents.

Considering the prayer of the applicant's counsel, the application is allowed subject to the payment of cost of Rs. 5,000/-, which shall be furnished to the Registry of this Court within a week. Registry shall thereafter send the cost money to the Mizoram State Legal Services Authority.

The Order dated 20.05.2024 is accordingly recalled subject to the condition mentioned above.

List the matter on **18.09.2024.**

JUDGE

Comparing Assistant