GAHC010115132023

2026:GAU-AS:16214

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

Case No. : WP(C)/3041/2023

HASANUZZAMAN SHEIKH
S/O- LATE KHADEMUL ISLAM SHEIKH, R/O- VILL- BAGHDOKRA, P.O. KAMANDANGA, P.S. TAMARHAT, DIST.- KOKRAJHAR, ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, FOREST DEPTT., DISPUR, GHY-06

2:TH PRINCIPAL CHIEF CONSERVATOR OF FOREST AND HEAD OF FOREST FORCE
ASSAM
PANJABARI
GHY-37

3:THE CHIEF CONSERVATOR OF FOREST-CUM-COUNCIL HEAD OF DEPTT.
BTC
KOKRAJHAR
ASSAM- 783370

4:THE SECRETARY
BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
DIST.- KOKRAJHAR
PIN- 783370

5:THE DEPUTY COMMISISONER
DIST.- KOKRAJHAR
ASSAM- 783370

6:THE DIVISIONAL FOREST OFFICER

PARBATJHORA DIVISION
SUPARIGHAT
DIST.- KOKRAJHAR
ASSAM
783339

7:THE ASSISTANT LABOUR COMMISSIONER
DHUBRI
DIST.- DHUBRI
ASSAM
PIN- 783301

8:M/S DHRUBA RCM PUC
REP. BY MRINAL ROY
S/O- MONORANJAN ROY
R/O- VILL- SRIRAMPUR
NEAR RAJBONGSHIPARA
P.O. SRIRAMPUR
DIST.- KOKRAJHAR
BTC
ASSAM
PIN- 78336

Advocate for the Petitioner : MR. T J MAHANTA, MR S J SHAMIM,MD. S ALOM,MR. M S ALAM

Advocate for the Respondent : GA, ASSAM, SC, FOREST,SC, BTC

Linked Case : WP(C)/3042/2023

HASANUZZAMAN SHEIKH
S/O- LATE KHADEMUL ISLAM SHEIKH
R/O- VILL- BAGHDOKRA
P.O. KAMANDANGA
P.S. TAMARHAT
DIST.- KOKRAJHAR
ASSAM

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7:THE ASSISTANT LABOUR COMMISSIONER
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DIST.- DHUBRI
ASSAM
PIN- 783301

8:SRI ANTHONY HEMBROM
S/O- PETOR HEMBROM
R/O- VILL- BALAJAN TINIALI
P.S. HALTUGAON
P.O. KOKRAJHAR
DIST.- KOKRAJHAR
BTC
ASSAM
PIN- 783370

Advocate for the petitioner(s): Mr. S Alam

Advocate for the respondent(s): Mr. BC Musahary, Standing Counsel
BTC

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

04.11.2026

The learned counsel appearing on behalf of the petitioner submits that the issues involved in the instant proceedings is covered by the order dated 29.10.2025 passed in WP(C)No.6716/2021 *inasmuch as*, the very sale notice dated 29.11.2021 on the basis of which the petitioner claims rights in both the writ petitions had already been set aside and directions have been issued to the BTC to put to sale the Sand Mahals, including the Sand Mahals, which are the subject matter of both the writ petitions in accordance with Rules 32, 33, 34 of the *Assam Minor Minerals Concession Rules 2013*, (for short, `*the Rule of 2013*').

2. The learned counsel for the petitioner, therefore, submits that the petitioner would not like to further pursue with the present proceedings and the same may be closed.

3. Accordingly, both the writ petitions stand closed on withdrawal.

4. The Sand Mahals in question, i.e. Garumachar Part-I and Garumachar Part II which are at Sl. Nos. 9 and 10 of Annexure-A to the Sale Notice dated 29.11.2021 be put to sale, if not already put to sale pursuant to the order dated

29.10.2025 passed in WP(C)No.6716/2021 in accordance with the extant law i.e. Rules 32, 33 and 34 of the Rules of 2013.

5. Interim order(s) if any stands vacated.

JUDGE

Comparing Assistant