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

Case No. : WP(C)/6023/2026

SAFIGUL RAHMAN ALIAS SAFIJUL RAHMAN
SON OF LATE ALAUDDIN SHEIKH ALIAS ALAUDDIN, RESIDENT OF VILLAGE ALOMGANJ PART VII, P.S. GAURIPUR, DISTRICT DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM, REVENUE AND DISASTER MANAGEMENT DEPARTMENT, DISPUR, GUWAHATI-6.

2:THE DISTRICT COMMISSIONER
DHUBRI
DISTRICT DHUBRI
ASSAM.

3:THE ADDITIONAL DISTRICT COMMISSIONER (REVENUE)

DHUBRI
DISTRICT DHUBRI
ASSAM.

4:THE CIRCLE OFFICER
GAURIPUR REVENUE CIRCLE
DISTRICT DHUBRI
ASSAM

Advocate for the Petitioner : MRS. S ROY, MS DHRITI HAZARIKA

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

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

04.11.2026

Heard Mrs. S. Roy learned counsel for the petitioner. Also heard Mr. R. Borpujari, learned Standing Counsel appearing for Respondents No. 1 to 4.

2. The petitioner is aggrieved by the proposed action of the Revenue Department seeking to evict the petitioner from the land under his occupation and allotted to him in terms of the notice dated 10.07.2026. According to the petitioner, this land was allotted to him by an order dated as far back as 12.01.1990, and since then the petitioner has been in possession of the said land. The learned counsel for the petitioner submits that at the time when the notice was issued and within the time frame specified, she could not produce a copy of the allotment order. Subsequently in the absence of any allotment order being placed before the Authority, the Revenue Authorities had attempted to demolish the dwelling of the writ petitioner. However, on a request made by the writ petitioner, this demolition process was not carried out; however the petitioner was granted 3 (three) days time to produce the relevant documents. Since the period specified in the notice dated 10.07.2026 has long expired, the petitioner is before this Court seeking a direction to the Respondents to permit the petitioner to produce the relevant documents and not to take steps for demolition of the dwelling of the writ petitioner in the meantime.

3. Mr. R. Borpujari, learned Standing Counsel representing the Revenue

Department does not oppose the prayers made by the petitioner, subject to the same being positively carried out by the petitioner by furnishing necessary documents within a time-bound period.

4. Considering the submissions made, this writ petition stands closed.

5. The petitioner is permitted 1 (one) week time to furnish the relevant documents before the District Commissioner, Dhubri from today. The District Commissioner will thereafter examine the matter and pass a speaking order on the basis of the documents produced by the petitioner, and if need be, a personal hearing also be granted to the petitioner, and the order be passed within a period of 2 (two) weeks from the date the said documents are furnished.

6. The Deputy Commissioner will not proceed to take any action under the notice dated 10.07.2026 till such a speaking order is passed.

7. Accordingly, this writ petition stands disposed of.

JUDGE

Comparing Assistant