

GAHC010023192023



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

**Case No. : I.A.(Civil)/295/2023**

RAKHALDUBI ANCHALIK MARKET AND ANR.  
REP. BY ITS PRESIDENT SRI OSIM UDDIN AHMED, AGED ABOUT 52  
YEARS, S/O LT/ INTAZ ALI,R/O VILL. TIAPARA, P.O. JOYPUR BAZAR, P.S  
GOALPARA RIVER, DIST. GOALPARA, ASSAM, PIN-783129

2: MONIR UDDIN  
S/O LT. ASMOT ALI  
R/O VILL. RAKHALDUBI  
P.O. BALARBHITA  
P.S BAGUAN  
DIST. GOALPARA  
ASSAM PIN-783129  
SECRETARY  
RAKHADUBI ANCHALIK MARKET  
RAKHADUBI  
GOALPARA  
ASSA

VERSUS

THE STATE OF ASSAM AND 9 ORS  
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,  
PANCHAYAT AND RURAL DEVELOPMENT DEPTT. DISPUR, GUWAHATI-  
781006

2:THE DIRECTOR OF PANCHAYAT AND RURAL DEVELOPMENT  
GOVT. OF ASSAM  
KANAPARA  
GUWAHATI-781022

3:THE DEPUTY COMMISSIONER  
GOALPARA  
ASSAM PIN-783101

4:THE ADDITIONAL DEPUTY COMMISSIONER  
GOALPARA  
DIST. GOALPARA  
ASSAM  
DIST. GOALPARA  
ASSAM

5:THE DISTRICT DEVELOPMENT COMMISSIONER  
GOALPARA  
PIN-783101  
ASSAM

6:THE GOALPARA ZILLA PARISHAD  
REP. BY THE CHIEF EXECUTIVE OFFICER  
GOALPARA ZILLA PARISHAD  
GOALPARA  
ASSAM  
PIN-783101

7:THE KHARMUJA ANCHALIK PANCHAYAT  
REP. BY THE SECRETARY CUM B.D.O. KHARMUJA DEVELOPMENT  
BLOCK  
P.O. KHARMUJA  
P.S. BAGUAN  
DIST. GOALPARA  
ASSAM  
PIN-783129

8:THE BLOCK DEVELOPMENT OFFICER  
KHARMUJA DEVELOPMENT BLOCK  
P.O. KHARMUJA  
P.S. BAGUN  
DIST. GOALPARA  
ASSAM  
PIN-783129

9:THE ROWMARI GAON PANCHAYAT  
REP. BY ITS SECRETARY P.O. JOYPUR BAZAR  
P.S. BAGUAN  
DIST. GOALPARA  
ASSAM  
PIN-783129

10:ROWMARI MARKET  
REP. BY ITS PRESIDENT P.O. JOYPUR BAZAR  
P.S. BAGUAN  
DIST. GOALPARA  
ASSAM

PIN-78312

**Advocate for the Petitioner : MR H R A CHOUDHURY**

**Advocate for the Respondent : GA, ASSAM**

Linked Case : WP(C)/764/2020

RAKHALDUBI ANCHALIK MARKET AND ANR.  
REP. BY ITS PRESIDENT SRI OSIM UDDIN AHMED  
AGED ABOUT 52 YEARS  
S/O LT/ INTAZ ALI  
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PIN-783129

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 9 ORS.

**B E F O R E**  
**HON'BLE MR. JUSTICE KAUSHIK GOSWAMI**  
ORDER

**20.02.2024**

Heard Mr. HRA Choudhury, learned Senior Counsel assisted by Ms. M.H. Choudhury, learned counsel for the applicants. Also heard Ms. U. Das, learned Addl. Senior Government Advocate, Assam for respondent Nos. 3, 4 and 5 and Mr. S. Dutta, learned Standing Counsel for respondent Nos. 1, 2, 6, 8, 7 and 9 and Ms. J. Das, learned counsel for respondent No. 10.

This is an application seeking alteration/modification/clarification of the Order dated 02.09.2022 passed in IA(C) No. 2614/2022 arising out of WP(C) No. 764/2020. By Order dated 02.09.2022 passed in the aforesaid IA, this Court clarifies that the operation of the cattle market by the writ petitioner would be subject to the requirements of the Assam Cattle Preservation Act, 2021.

During the pendency of the present IA, the petitioner has already been issued NOC by the District Development Commissioner to operate cattle market in his private land. Accordingly, the grievance canvassed in the present IA seeking clarification of the Order dated 02.09.2022 is already readdressed. As such, nothing survives in the present IA.

Accordingly, the IA stands disposed of as being infructuous.

**JUDGE**

**Comparing Assistant**