

GAHC010139112025



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

Case No. : PIL/28/2025

MAHESH DEKA
SON OF SRI DANDIRAM DEKA, R/O HNO 13, BHAGADUTTAPUR,
KAHILIPARA, GUWAHATI, ASSAM 781019

2: SRI JAYANTA GOGOI
SON OF MOTILAL GOGOI
R/O RAJGARH ROAD
GUWAHATI
ASSAM 78101

VERSUS

THE STATE OF ASSAM and ORS
REPRESENTED BY THE CHIEF SECRETARY GOVERNMENT OF ASSAM,
DISPUR, GUWAHATI 781006

2:THE COMMISSIONER AND SPECIAL SECRETARY
GOVERNMENT OF ASSAM
PUBLIC WORKS(ROADS) DEPARTMENT DISPUR
GUWAHATI

3:THE SECRETARY
GOVERNMENT OF ASSAM
ENVIROMENT
FOREST AND CLIMATE CHANGE DEPARTMENT
DISPUR
GUWAHATI

4:THE ASSAM STATE POLLUTION CONTROL BOARD
REPRESENTED BY THE MEMBER SECRETARY
BAMUNIMAIDAM
GUWAHAT

Advocate for the Petitioner : MR A.J.SARMA, MR. V RAJKHOWA,MS. E C VAIPHEI

Advocate for the Respondent : GA, ASSAM, SC, PCB,SC, PWD,SC, FOREST

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 11/08/2025
(*Michael Zothankhuma, J*)

Mr. V. Rajkhowa, learned counsel for the petitioner submits that the State Government has not made any SOP for translocation of trees and as such, the State Government needs to make an SOP for the same. He also submits that the 76 trees that have been translocated to the Assam Textile Institute, have started to dry up. He also submits that the petitioner has submitted affidavit-in-reply to the affidavit-in-opposition filed by the State, which is not on record.

Ms. P. Baruah, learned counsel appearing for the State, prays that the matter may be adjourned as the learned Advocate General is having some personal difficulty. She, however, submits that all the 76 translocated trees have started sprouting leaves as on date.

State to furnish a status report with regard to the same.

List the matter on 18/09/2025.

In the meantime, Registry to place the affidavit-in-reply in the record.

JUDGE

JUDGE

Comparing Assistant