

WP(C) 1193/2010

BEFORE

HON'BLE MR JUSTICE B.P.KATAKEY

Heard Mr NNB Choudhury, learned counsel for the petitioner; Mr P. Roy, learned state counsel appearing for State respondents; and Mr I. Choudhury, learned counsel for the Respondent Nos.7 & 8.

The petitioner has filed the present petition challenging the NIT dated 11th May, 2009 issued by the President & Secretary of the Garoimari Anchalik Panchayat offering Four-Star Hahchari Chautara Weekly Market for settlement for the period from 1st July, 2009 to 30th June, 2010. The further prayer made by the petitioner in the writ petition is for a direction to the Respondents to set aside the order of settlement made in favour of the private Respondent, and also for a direction to the Respondents to settle the said market on any day other than Friday. According to the petitioner, he was settled with another market with same area of operation as that of the Four-Star Hahchari Chautara Weekly Market for the period ending 30th June, 2010.

By the aforesaid NIT dated 11th May, 2009, the aforesaid market was put to sale for the period from 1st July, 2009 to 30th June, 2010, and the settlement order has been passed in favour of the private Respondent for the period up-to 30th June, 2010.

Since the period of settlement is over, the writ petition has become infructuous. However, it will not preclude the petitioner to challenge the fresh NIT that may be issued by the appropriate authority under the Assam Panchayat Act, if he has any grievance against such NIT.

The writ petition is accordingly disposed of.