

GAHC010013402026



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

Case No. : I.A.(Civil)/297/2026

CHANDAMITA BARMAN AND 29 ORS
W/O SRI RIKAN DAS, R/O TATIPARA, PO. VIP, AIRPORT, P.S. AZARA, DIST.
KAMRUP M, PIN 781015, ASSAM.

2: LEELAWATI PEGU
W/O- SRICHANDAN KONWAR
R/O- AMLAPATTY
P.O./ P.S- GOGAMUKH
DIST.- DHEMAJI
PIN- 787034
ASSAM

3: PRONAMI BORAH
W/O- SRIDHANTI SAIKIA
R/O- CARE OF RAJENDRA NATH BORAH
P.O.- BHOLABORI
P.S.- NARAYANPUR
DIST- LAKHIMPUR
PIN- 787033
ASSAM

4: BANDITA SAIKIA
W/O- SRIDIGANTA SAIKIA
R/O- 1 NO. GEDARBORI
P.O.- CHAKALAGHAT
P.S.- JAJORI
DIST- NAGAON
PIN- 782142
ASSAM

5: CHINKUMANI TALUKDAR
W/O- SRI JITU DEORI
R/O- CARE OF SASHI MOHAN TALUKDAR
P.O.- BHALUKI

P.S.- PATACHARKUCHI
DIST- BAJALI
PIN- 781371
ASSAM

6: KASHMIRI BARUAH
W/O- SRIPARESH RABHA
R/O- NIRAI ATI
P/O- GABHORU SIVMANDIR
P.S- TEZPUR
DIST- SONITPUR
PIN- 784153
ASSAM

7: NAYAN TRISHNA BORA
W/O- SRISAMUJJAL SAIKIA
R/O- ROYAL AWAS
PARUA CHARIALI
BLOCK- D604
P.O- NIKAMUL
P.S.- TEZPUR
PIN- 784501
ASSAM

8: ASHA MARY MOCHAHARI
W/O- SRI PRADIP MALAR
R/O- KETEKIBARI
CHANDIRAM BORAH PATH
P.O/ P.S.- TEZPUR
PIN- 784001
ASSAM

9: ANJALY LALRODING KHOJOL
D/O- SRI NAGURTINKHUM KHAJOL
R/O--HAFLONG
P.O. AND P.S.- HAFLONG
DIST- DIMA HASAO
PIN- 788819
ASSAM

10: SANGITA KAKATI
W/O- SRI VICTOR ANUP
R/O- SARUFULCHAKI
P.O/ P.S.- GORESWAR
DIST- TAMULPUR
PIN- 781366
ASSAM

11: HEMAPRABHA NATH
W/O- SRI MAMIN CHANDRA NATH
R/O- JOYBHUM
P.O.- CHARAIKHOLA
P.S.- KOKRAJHAR
DIST- KOKRAJHAR
PIN- 783376
ASSAM

12: BABITA SARMA
W/O- SRI HEMEN SHARMA
R/O- JYOTI NAGAR PATH
BYE LANE- 1
H.NO.- 3
NEAR GUWAHATI COLLEGE
P.O- BAMUNIMAIDAN
P.S.- CHANDMARI
KAMRUP(M)PIN- 781021
ASSAM

13: NIBEDITA GOGOI
W/O-SRI MANOJ GOGOI
R/O- KACHARI GAON
P.O/ P.S - SOOTEA
DIST- BISWANATH
PIN- 784175
ASSAM

14: BANASHREE DAS
D/O- SRI DWIJEN CHANDRA DAS
R/O- MORNOI
P.O/ P.S. - MORNOI
DIST- GOALPARA
PIN- 783101
ASSAM

15: NAMITA NARZARY
W/O-MR. ATUL KUMAR LOGOON
R/O- VILLAGE NO.2 SOLUGURI
BAMPATHAR

P.O.- TIOMIA
P.S.- TITABOR
DIST- JORHAT
PIN- 785630
ASSAM

16: LIPI SARMAH

W/O- SRI NILOTPAL KAUSHIK
R/O- BASISTHA
LATAKATA SRI MANTAPUR PATH
H.NO.- 26
P.O./P.S.- BASISTHA
DIST- KAMRUP(M)
PIN- 781029
ASSAM

17: RUPANJALI BORO
W/O- SRI MOHENDRA SWARGIARY
R/O- NIZJULUKI
P.O./P.S.- BARAMA
DIST- BAKSA
PIN- 781346
ASSAM

18: ANTARA CHUTIA
W/O- SRI RAHUL BEY
R/O- CHAKARDO
P.O./P.S.- AZARA
DIST- KAMRUP(M)
PIN- 781017
ASSAM

19: SANGEETA DEKA
W/O- SRI PRAHLAD BASUMATARY
R/O- ROWMARI
BANGALI
P.O.- MAJROWMARI
P.S.- DHEKIAJULI
DIST- SONITPUR
PIN- 784117
ASSAM

20: DIJUMANI DAS
W/O- SRI LAKSHI KALITA
R/O- VIL/P.O.- MAJPATHARI
P.S.- SADAR
DIST- NAGAON
PIN- 782003
ASSAM

21: MINAKSHI DAS
W/O-SRI NAYANMONI GOGOI
R/O- SAIKIA CHUBURI
DEKARGAON
P.O.- DEKARGAON

P.S.- TEZPUR
DIST- SONITPUR
PIN- 784502
ASSAM

22: ALPANA DEKA
W/O- SRI RAJUMONI BORA
R/O- VILL- GHANHI MAHORIATI
P.O.- GHANHI BHATIKURI
P.S.- RAHA
DIST- NAGAON
PIN- 782144
ASSAM

23: FIROZA BEGUM
W/O- MD. LUKMAN KHAN
R/O- BANBAHAR
P.O.- KAYAKUCHI
P.S.- BARPETA
DIST- BARPETA
PIN- 781352
ASSAM

24: MUNMI SINGH
W/O- SRI GAUTAM SAIKIA
R/O- NO. 2 KONWAR GAON
BETBARI
P.O.- BETBARI
P.S.- SIVASAGAR
DIST- SIVASAGAR
PIN- 785640
ASSAM

25: JEWEL TAYUNG
W/O- SRI DHRUBAJYOTI PATHARI
R/O- KARPUM PALI GAON
P.O./ P.S.- GOGAMUKH
DIST- DHEMAJI
PIN- 787034
ASSAM

26: SAMIMA SULTANA
D/O- SYED FAZAL ALI
VILL- MAMUDPUR
P.O.- RANIGANJ
P.S.- SAPATGRAM
DIST- DHUBURI
PIN- 783345

ASSAM

27: BEGUM MEHJUBA YASMIN
W/O- MD. ARIF AHMED
R/O- NA-ALI
UTTAR HATICHUNGI
P.O.- DHEKIAJULI
P.S.-JORHAT DIST- JORHAT
PIN- 785009
ASSAM

28: ANJUWARA BEGUM
D/O- AZNUR ALI DEWAN
R/O- VILL/P.O.- KALITAKUCHI
P.S.- HAJO
DIST- KAMRUP
PIN- 781102
ASSAM

29: JITU DAS KALITA
D/O-SRI BINOD BIHARI DAS
W/O- DIPAK KALITA
R/O- UNIVERSITY AREA
LANKESWAR
NATUN BASTI
P.O./P.S.- JALUKBARI
DIST- KAMRUP(M)
PIN- 781014
ASSAM

30: SARBANI BHATTACHARJEE
W/O- SRI KABIYAL MUKHERJEE
R/O- WARD NO. 3
SUBHASHPALLY
P.O./P.S.- KOKRAJHAR
DIST- KOKRAJHAR
PIN- 783370
ASSA

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM, HEALTH AND FAMILY WELFARE DEPTT., DISPUR, GUWAHATI 6

2:SMT. BULUMA SAIKIA
WIFE OF SRI AMARENDRA KALITA
RESIDENT OF GOPAL NAGAR

NOONMATI
GUWAHATI-20
DISTRICT- KAMRUP (M)
GENERAL SECRETARY
ALL ASSAM A.N.M. AND L.H.S. SERVICE ASSOCIATION

3:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR
GUWAHATI-6

4:THE DIRECTOR OF HEALTH SERVICES
ASSAM
HENDERABARI
GUWAHATI

5:THE DIRECTOR OF HEALTH SERVICES (FW)
ASSAM
HENDERABARI
GUWAHAT

Advocate for the Petitioner : MR R SINGHA, MS S PATOWARY

Advocate for the Respondent : MR. M NATH, SC, HEALTH AND F W

Linked Case : WP(C)/6016/2025

ALL ASSAM A.N.M. AND L.H.S. SERVICE ASSOCIATION AND ANR
A REGISTERED ORGANIZATION HAVING ITS OFFICE AT GOPAL NAGAR
NOONMATI
GUWAHATI- 781020
DISTRICT- KAMRUP (M)
ASSAM
REPRESENTED BY ITS PRESIDENT SMT. NILU GOGOI
59 YEARS

2: SMT. BULUMA SAIKIA
WIFE OF SRI AMARENDRA KALITA
RESIDENT OF GOPAL NAGAR
NOONMATI
GUWAHATI-20

DISTRICT- KAMRUP (M)
GENERAL SECRETARY
ALL ASSAM A.N.M. AND L.H.S. SERVICE ASSOCIATION
VERSUS

THE STATE OF ASSAM AND 32 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR
GUWAHATI-6

2:THE DIRECTOR OF HEALTH SERVICES
ASSAM
HENDERABARI
GUWAHATI

3:THE DIRECTOR OF HEALTH SERVICES (FW)
ASSAM
HENDERABARI
GUWAHATI

4:CHANDAMITA BARMAN
W/O SRI RIKAN DAS
R/O TATIPARA
P.O.- VIP
AIRPORT
P.S.- AZARA
DIST- KAMRUP (M)
PIN- 781015
ASSAM

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W/O- SRICHANDAN KONWAR
R/O- AMLAPATTY
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DIST.- DHEMAJI
PIN- 787034
ASSAM

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DIST- LAKHIMPUR
PIN- 787033
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DIST- NAGAON
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R/O- CARE OF SASHI MOHAN TALUKDAR
P.O.- BHALUKI
P.S.- PATACHARKUCHI
DIST- BAJALI
PIN- 781371
ASSAM

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W/O- SRIPARESH RABHA
R/O- NIRAI ATI
P/O- GABHORU SIVMANDIR
P.S- TEZPUR
DIST- SONITPUR
PIN- 784153
ASSAM

10:NAYAN TRISHNA BORA
W/O- SRISAMUJJAL SAIKIA
R/O- ROYAL AWAS
PARUA CHARIALI
BLOCK- D604
P.O- NIKAMUL
P.S.- TEZPUR
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ASSAM

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W/O- SRI PRADIP MALAR
R/O- KETEKIBARI
CHANDIRAM BORAH PATH
P.O/ P.S.- TEZPUR
PIN- 784001
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12:ANJALY LALRODING KHOJOL
D/O- SRI NAGURTINKHUM KHAJOL

R/O--HAFLONG
P.O. AND P.S.- HAFLONG
DIST- DIMA HASAO
PIN- 788819
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R/O- SARUFULCHAKI
P.O/ P.S.- GORESWAR
DIST- TAMULPUR
PIN- 781366
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14:HEMAPRABHA NATH
W/O- SRI MAMIN CHANDRA NATH
R/O- JOYBHUM
P.O.- CHARAIKHOLA
P.S.- KOKRAJHAR
DIST- KOKRAJHAR
PIN- 783376
ASSAM

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R/O- JYOTI NAGAR PATH
BYE LANE- 1
H.NO.- 3
NEAR GUWAHATI COLLEGE
P.O- BAMUNIMAIDAN
P.S.- CHANDMARI
KAMRUP(M)PIN- 781021
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R/O- KACHARI GAON
P.O/ P.S - SOOTEA
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PIN- 784175
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R/O- MORNOI
P.O/ P.S. - MORNOI
DIST- GOALPARA
PIN- 783101

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W/O-MR. ATUL KUMAR LOGOON
R/O- VILLAGE NO.2 SOLUGURI
BAMPATHAR

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P.S.- TITABOR
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R/O- NIZJULUKI
P.O./P.S.- BARAMA
DIST- BAKSA
PIN- 781346
ASSAM

21:ANTARA CHUTIA
W/O- SRI RAHUL BEY
R/O- CHAKARDO
P.O./P.S.- AZARA
DIST- KAMRUP(M)
PIN- 781017
ASSAM

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W/O- SRI PRAHLAD BASUMATARY
R/O- ROWMARI
BANGALI
P.O.- MAJROWMARI
P.S.- DHEKIAJULI
DIST- SONITPUR
PIN- 784117
ASSAM

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W/O- SRI LAKSHI KALITA
R/O- VIIL/P.O.- MAJPATHARI
P.S.- SADAR
DIST- NAGAON
PIN- 782003
ASSAM

24:MINAKSHI DAS
W/O-SRI NAYANMONI GOGOI
R/O- SAIKIA CHUBURI
DEKARGAON
P.O.- DEKARGAON
P.S.- TEZPUR
DIST- SONITPUR
PIN- 784502
ASSAM

25:ALPANA DEKA
W/O- SRI RAJUMONI BORA
R/O- VILL- GHANHI MAHORIATI
P.O.- GHANHI BHATIKURI
P.S.- RAHA
DIST- NAGAON
PIN- 782144
ASSAM

26:FIROZA BEGUM
W/O- MD. LUKMAN KHAN
R/O- BANBAHAR
P.O.- KAYAKUCHI
P.S.- BARPETA
DIST- BARPETA
PIN- 781352
ASSAM

27:MUNMI SINGH
W/O- SRI GAUTAM SAIKIA
R/O- NO. 2 KONWAR GAON
BETBARI
P.O.- BETBARI
P.S.- SIVASAGAR
DIST- SIVASAGAR
PIN- 785640
ASSAM

28:JEWEL TAYUNG

W/O- SRI DHRUBAJYOTI PATHARI
R/O- KARPUM PALI GAON
P.O./ P.S.- GOGAMUKH
DIST- DHEMAJI
PIN- 787034
ASSAM

29:SAMIMA SULTANA
D/O- SYED FAZAL ALI
VILL- MAMUDPUR
P.O.- RANIGANJ
P.S.- SAPATGRAM
DIST- DHUBURI
PIN- 783345
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W/O- MD. ARIF AHMED
R/O- NA-ALI
UTTAR HATICHUNGI
P.O.- DHEKIAJULI
P.S.-JORHAT DIST- JORHAT
PIN- 785009
ASSAM

31:ANJUWARA BEGUM
D/O- AZNUR ALI DEWAN
R/O- VILL/P.O.- KALITAKUCHI
P.S.- HAJO
DIST- KAMRUP
PIN- 781102
ASSAM

32:JITU DAS KALITA
D/O-SRI BINOD BIHARI DAS
W/O- DIPAK KALITA
R/O- UNIVERSITY AREA
LANKESWAR
NATUN BASTI
P.O./P.S.- JALUKBARI
DIST- KAMRUP(M)
PIN- 781014
ASSAM

33:SARBANI BHATTACHARJEE
W/O- SRI KABIYAL MUKHERJEE
R/O- WARD NO. 3
SUBHASHPALLY

P.O./P.S.- KOKRAJHAR
DIST- KOKRAJHAR
PIN- 783370
ASSAM

Advocate for : MR. M NATH

Advocate for : SC

HEALTH AND F W appearing for THE STATE OF ASSAM AND 32 ORS

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 06.04.2026

Heard Mr. Mr. Nath, learned Senior Counsel, assisted by Mr. A. Bhattacharjee, learned counsel appearing for the petitioners. Also heard Mr. B. Gogoi, learned Standing Counsel appearing for all the respondent in Health & Family Welfare Department and Mr. R. Singha, learned counsel appearing for the private respondents.

After hearing the parties substantially, this Court is of the view that an affidavit from respondent no. 3, i.e., the Director of Health Services (FW), Assam, will be required for proper adjudication of the matter as has been seen from the impugned gradation list that PHN working in the DHS (FW) have been excluded from the gradation list. Therefore, the respondent no. 3 will clarify as to why and on what basis, the PHN of DHS (FW) were excluded from the gradation list.

The matter is kept part-heard and the same will be listed again on 05.05.2026.

JUDGE

Comparing Assistant