

GAHC010021962024



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

Case No. : PIL/12/2024

1.GITIKA BHATTACHARJYA AND 12 ORS
W/O- SAILEN BHATTA,
D/O- LATE PABITRA BHATTACHARJYA,
R/O- A-1, TULIP VILLA, DAKHIN GAON ROAD, KAHILIPARA, KAMRUP (M),
PIN-781019, ASSAM
OCCUPATION- SOCIAL ACTIVIST, AUTHOR, MANAGING DIRECTOR AT
SAGIVISH DISTILLARIES PVT. LTD.

2: JOYSHREE MUNSHI
W/O- SIDDHARTH SINGHAL
R/O- TOWER C2 FLAT NO- 1005
TULIP GRAND APARTMENTS
OPPOSITE O.P JINDAL GLOBAL UNIVERSITY
SECTOR 35 SONIPAT-131029 HARYANA
OCCUPATION- ASSTT. PROFESOR AT UNIVERSITY AND RESEARCHER IN
SOCIAL PSYCHOLOGY

3: RAJARSHI RANJAN NANDY
S/O- SUJIT KUMAR NANDY R/O- AC 237
STREET NO- 39 ACTION AREA 1 NEW TOWN
KOLKOTA-56 BENGAL
OCCUPATION-AUTHOR
COLUMNIST AN UPASAKA

4: YOGENDRA KHUSHIRAM SHARMA
S/O- KHUSHIRAM SHARMA
R/O- M-55/A ADANI SAMSARA
GOLF COURSE EXTENSION ROAD
SECTOR 60 GURGAON-122001 HARYANA
OCCUPATION-SENIORMANAGEMENT POSITION WITH AN INDIAN
SUBSIDIARY OF JAPANESE MULTINATIONAL COMPANY

5: AMIT JUMAR JAIN
S/O- ABHAY KUMAR JAIN

R/O- 19 2ND CROSS JALADARSHINI LAYOUT
RMV 2ND STAGE SANJAY NAGAR
BENGALURU -94 KARNATAKA
OCCUPATION-SALES IT H/W

6: DR. EASHA RAMAWAT
D/O- MANOHAR RAMAWAT
R/O- 306 ROMANSQUE CHIKOTI GARDENS
BEGUMPET HYDERABAD-16 TELANGANA
OCCUPATION-DOCTOR- OPHTHALMOLOGIST

7: NITIKA SHARMA
D/O- NAVEEN KUMAR SHARMA
R/O- 23 BANK COLONY NEW JAWAHAR NAGAR
JALANDHAR PUNJAB.
OCCUPATION- ASTROLOGER

8: RAMANJANEYALU RAMAKRISHNA VALMIKI
S/O- A RAMAKRISHNA
R/O- 47 SUNCITY HERITAGE NEAR SHABARI NAGAR
KUSUGAI ROAD HUBLI-23 KARNATAKA
OCCUPATION-DIRECTOR- HIBISCUS NEOTECH PVT.LTD

9: ISHANI BASU RAY
D/O- JAYANTA BASU RAY
R/O- 26/S/A BLOCK B NEW ALIPORE
KOLKATA-53 BENGAL

10: PRUTHVI M.E
S/O- EREGOWDA M.P
R/O- 5467 2ND FLOOR 8TH CROSS
KANAK DASA NAGARA DATTAGALLI 3RD STAGE
MYSORE-23 KARNATAKA

11: KAPUGANTY VAMSI KIRAN
S/O- SURYA RAO KAPUGANTY
R/O- SHREYAS 15-2-6
BEHIND GRAND BAY HOTEL
BESIDE SAIRAM APARTMENT
MAHARANIPETA VISHAKAPATNAM-02
ANDHRA PRADESH

12: D.H PAVANKUMAR
S/O- D.S HANUMESH
R/O- 131 A 3RD WARD MAJOR SANDEEP ROAD
BAGEPALLI-07 KARNATAKA

13: KANDALA ROHINI
D/O- NUTI RAJAGOPAL
R/O- PLOT NO-161 DEFENCE COLONY
SAINIKPURI P.O- SECUNDRABAD-9

VERSUS

1.UNION OF INDIA AND 7 ORS
THROUGH SECRETARY , MINISTRY OF CULTURE, GOVT. OF INDIA, 502-C
WING, SHASTRI BHAWAN, NEW DELHI-01

2:MINISTRY OF TOURISM
GOVT. OF INDIA
THROUGH ITS SECRETARY
CHAIRMAN OF PRASHAD SCHEME
R. NO-109 TRANSPORT BHAWAN
1- PARLIAMENT STREET NEW DELHI-01

3:ARCHEOLOGICAL SURVEY OF INDIA
THROUGH ITS DIRECTOR GENERAL
DHAROHAR BHAWAN 24 TILAK MARG NEW DELHI-01

4:THE CHAIRMAN
PM DEVINE SCHEME
SECRETARY MINISTRY OF DEVELOPMENT OF NORTH EASTERN REGION
VIGYAN BHAWAN ANNEXE MAULANA AZAD ROAD NEW DELHI-11

5:THE STATE OF ASSAM
THROUGH ITS CHIEF SECRETARY
GOVERNMENT OF ASSAM
BLOCK-C 3RD FLOOR ASSAM SACHIVALAYA
DISPURGUWAHATI-06

6:PUBLIC WORKS (BUILDING AND NATIONAL HIGHWAY) DEPTT.
THROUGH ITS SPECIAL COMMISSIONER AND SPECIAL SECRETARY TO
THE GOVT OF ASSAM
BLOCK B GROUND FLOOR ASSAM SECRETARIAT
DISPUR GUWAHATI-06

7:DEPARTMENT OF CULTURAL AFFAIRS
THROUGH DIRECTOR
DIRECTORATE OF ARCHAEOLOGY
GOVT. OF ASSAM
GOPINATH BORDOLOI ROAD
AMBARI GUWAHATI ASSAM PIN-781001

8:DEPARTMENT OF TOURISM
THROUGH PRINCIPAL SECRETARY

GOVT. OF ASSAM
ASSAM SECRETARIAT (CIVIL) BLOCK F
3RD FLOOR DISPUR GUWAHATI-06 ASSAM

Linked Case : WP(C)/2700/2024

NAVAJYOTI SARMA
SON OF LATE TRILOCHAN SARMA
RESIDENT OF KAMAKHYA MANDIR
GUWAHATI- 781010 DISTRICT- KAMRUP(METROPOLITAN) ASSAM.

VERSUS

1.UNION OF INDIA AND 9 ORS
REPRESENTED BY THE SECRETARY
MINISTRY OF CULTURE GOVERNMENT OF INDIA
502-C WING SHASTRI BHAWAN NEW DELHI- 110001.

2:MINISTRY OF TOURISM
GOVERNMENT OF INDIA
THROUGH ITS SECRETARY
CHAIRMAN OF PRASHAD SCHEME
R.NO. 109 TRANSPORT BHAWAN
1- PARLIAMENT STREET NEW DELHI 110001.

3:ARCHEOLOGICAL SURVEY OF INDIA
THROUGH ITS DIRECTOR GENERAL
DHAROHAR BHAWAN 24 TILAK MARG NEW DELHI 110001.

4:THE CHAIRMAN
PM DEVINE SCHEME
SECRETARY MINISTRY OF DEVELOPMENT OF NORTH EASTERN REGION
VIGYAN BHAWAN ANNEXE MAULANA AZAD ROAD NEW DELHI 110001.

5:THE STATE OF ASSAM
THROUGH ITS CHIEF SECRETARY
GOVERNMENT OF ASSAM
BLOCK-C 3RD FLOOR ASSAM SACHIVALAYA
DISPUR GUWAHATI- 781006.

6:PUBLIC WORKS (BUILDING AND NATIONAL HIGHWAY) DEPARTMENT
THROUGH ITS SPECIAL COMMISSIONER AND SPECIAL SECRETARY TO
THE GOVERNMENT OF ASSAM
BLOCK B GROUND FLOOR ASSAM SECRETARIAT
DISPUR GUWAHATI- 781006.

7:DIRECTOR OF ARCHAEOLOGY ASSAM
GOVERNMENT OF ASSAM
GOPINATH BORDOLOI ROAD
AMBARI GUWAHATI ASSAM 781001.

8:DEPARTMENT OF CULTURAL AFFAIRS
THROUGH ITS DIRECTOR DIRECTORATE OF ARCHAEOLOGY
GOVERNMENT OF ASSAM GOPINATH BORDOLOI ROAD AMBARI
GUWAHATI ASSAM 781001.

9:DEPARTMENT OF TOURISM
THROUGH PRINCIPAL SECRETARY
GOVERNMENT OF ASSAM ASSAM SECRETARIAT (CIVIL)
BLOCK-F 3RD FLOOR DISPUR GUWAHATI-781006 ASSAM.

10:LARSEN AND TOUBRO LIMITED
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR
AND HAVING ITS OFFICE AT MOUNT POONAMALEE ROAD
MANAPAKKAM CHENNAI- 600089 TAMIL NADU.

For the Petitioner(s) : Mr. N. Baruah, Advocate in PIL No.12/2024.
: Mr. U. Hazarika, Senior Advocate assisted by Mr. K.P.
Pathak, Advocate in WP(C) No.2700/2024.

For the Respondent(s) : Mr. D. Nath, Standing Counsel, PWD.
: Mr. R.K.D. Choudhury, Deputy Solicitor General of India.
: Ms. R. Barua, Advocate for respondent No.10 in WP(C)
No.2700/2024.

– BEFORE –
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI

20.01.2025

(Vijay Bishnoi, CJ)

Learned counsel appearing for the petitioners in PIL No.12/2024 prays for some time to file response to the affidavit-in-opposition filed on behalf of respondent No.6.

Time prayed for is granted.

List these matters on 05.03.2024.

JUDGE

CHIEF JUSTICE

Comparing Assistant