

GAHC010021962024



undefined

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

Case No. : PIL/12/2024

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 TELAMGAMNA
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

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
DISPUR
GUWAHATI-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
ASSA

Advocate for the Petitioner : MR. D DOLEY, MR. R P SARMAH,MS A DEKA

Advocate for the Respondent : DY.S.G.I., MR. R K D CHOUDHURY(DEPUTY SOLICITOR
GENERAL OF INDIA),MR R DHAR, SC, PWD,GA, 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

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.

Advocate for : MR. K P PATHAK
Advocate for : DY.S.G.I. appearing for UNION OF INDIA AND 9 ORS

BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 05.03.2025
(Vijay Bishnoi, CJ)

As sought for by the learned counsels appearing for the parties today,
list both these petitions on 19th of May, 2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant