

GAHC010193082020



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

Case No. : WP(C)/423/2021

AKSHENDRA PATGIRI AND 4 ORS
S/O- BIREN PATGIRI, VILL- ODALGURI, DIST.- BARPETA, ASSAM, PIN-
784509

2: MD. ABED ALI
C/O- BABJAN ALI
VILL- CHOWRAKARA
P.S. SONESWAR
DIST.- KAMRUP
ASSAM
PIN- 781382

3: MD. AKAN ALI
C/O- MD. TOMIZ ALI
VILL. AND P.O. KANIHA
DIST.- KAMRUP
ASSAM
PIN- 781380

4: BEAUTI PATAR
D/O- LT. REHASWAR PATAR
VILL- KAHIBARI
P.O. CHARAIBAHI
DIST.- MORIGAON
ASSAM
PIN- 782103

5: SYED SAYED ALI
C/O- HASIM ALI
VILL- JAHAR GAON
P.O. PASCHIM JAHAR GAON
DIST.- BAKSA
BTAD
ASSAM

PIN- 78132

VERSUS

THE STATE OF ASSAM AND 4 ORS
REP. BY THE CHIEF SECY. TO THE GOVT. OF ASSAM DISPUR, GHY-6

2:THE SECY. TO THE GOVT. OF ASSAM
SOCIAL WELFARE DEPTT.
DISPUR
GHY-6

3:THE COMM. AND SECY.
PERSONAL (B) DEPTT.
GOVT. OF ASSAM
DISPUR
GHY

4:THE DIRECTOR OF SOCIAL WELFARE DEPTT.
ASSAM
UZANBAZAR
GHY-1
KAMRUP (M)

5:THE STATE COMMISSIONER OF DISABILITIES
GOVT. OF ASSAM
BASISTHA
GHY
KAMRUP (M)

Advocate for the Petitioner : MR. I ALAM

Advocate for the Respondent : GA, ASSAM

Linked Case : I.A.(Civil)/635/2022

ARCHANA KALITA and 6 ORS
C/O- J. KALITA VILL- GARAKA
P.O.- RANGIA
DIST- KAMRUP
ASSAM

2: MD. ABED ALI

C/O- BABJAN ALI
VILL- CHOWRAKARA
P.S.- SONESWAR
DIST- KAMRUP
ASSAM

3: MD. AKAN ALI
C/O- MD. TOMIZ ALI
VILL and P.O.-KONIHA
DIST- KAMRUP
ASSAM

4: SYED FIRDOUS HUSSAIN SISTI
S/O- HAMJA ALI VILL- NIZ KAURBAHA
P.O.- BORGHULI P.S.- TAMULPUR DIST- BAKSABTAD
ASSAM

5: SRI AKHANDRA PATGIRI
S/O- BIREN PATGIRI VILL- ODALGURI
DIST- BARPETA
ASSAM

6: BEAUTI PATAR
S/O- LT REHASWAR PATAR VILL- KAHIBARI
P.O.- CHARAIBAHI
DIST- MORIGAON
ASSAM

7: SYED SAYED ALI
C/O- HASIM ALI VILL- JAHAR GAON
P.O.- PASCHIM JAHAR GAON
DIST- BAKSA
BTAD
ASSAM
VERSUS

V.K. PIPERSONIA and 11 ORS.
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GHY-06

2:SRI BISHNU BORO
ADDITIONAL CHIEF SECRETARY
SOCIAL WELFARE DEPTT.
DISPUR
GHY-6
3:SMTI. ROUSONARA BEGUM
SECRETARY

SOCIAL WELFARE DEPTT.
DISPUR
GHY-6
4:SHRI PRAMOD KUMER TIWARI
IAS
PRINCIPAL SECRETARY
SECRETARIAT ADMINISTRATION ESTT. DEPTT.
ASSAM SECRETARIAT
DISPUR
GHY-6
5:S.S. MINKSHI SUNDARAM
DIRECTOR OF SOCIAL WELFARE DEPTT.
ASSAM
UZANBAZAR
GHY-1
KAMRUPM
6:SRI ALOK KUMAR
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GUWAHATI
ASSAM
PIN-781006.
7:SRI JISHNU BARUAH
PRINCIPAL SECRETARY
SOCIAL WELFARE DEPARTMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI
ASSAM
PIN-781006.
8:SMTI. JURI PHUKAN
IAS
DIRECTOR SOCIAL WELFARE DEPARTMENT
GOVT. OF ASSAM
1ST. FLOOR
MG ROAD
UZANBAZAR
GUWAHATI-1
ASSAM.
9:HAMEN DAS
SECRETARY
SOCIAL WELFARE DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-6.
10:SMTI. JURI PHUKAN
IAS
PRINCIPAL SECRETARY

SECRETARIAT ADMINISTRATION (ESTT.) DEPARTMENT
GOVERNMENT OF ASSAM
ASSAM SECRETARIAT
DISPUR
GUWAHATI-6.
11:SRI JISHNU BARUAH
IAS

CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GHY-06
12:SRI BIVASH MODI
ACS
DIRECTOR SOCIAL WELFARE DEPARTMENT
GOVT. OF ASSAM
1ST. FLOOR
MG ROAD
UZANBAZAR
GUWAHATI-1
ASSAM.

Advocate for : MR.I ALAM
Advocate for : appearing for V.K. PIPERSONIA and 11 ORS.

Linked Case : Cont.Cas(C)/582/2017

ARCHANA KALITA and 6 ORS
C/O- J. KALITA VILL- GARAKA
P.O.- RANGIA
DIST- KAMRUP
ASSAM

2: MD. ABED ALI
C/O- BABJAN ALI
VILL- CHOWRAKARA
P.S.- SONESWAR
DIST- KAMRUP
ASSAM

3: MD. AKAN ALI
C/O- MD. TOMIZ ALI
VILL and P.O.-KONIHA
DIST- KAMRUP
ASSAM

4: SYED FIRDOUS HUSSAIN SISTI

S/O- HAMJA ALI VILL- NIZ KAURBAHA
P.O.- BORGHULI P.S.- TAMULPUR DIST- BAKSABTAD
ASSAM

5: SRI AKHANDRA PATGIRI
S/O- BIREN PATGIRI VILL- ODALGURI
DIST- BARPETA
ASSAM

6: BEAUTI PATAR
S/O- LT REHASWAR PATAR VILL- KAHIBARI
P.O.- CHARAIBAHI
DIST- MORIGAON
ASSAM

7: SYED SAYED ALI
C/O- HASIM ALI VILL- JAHAR GAON
P.O.- PASCHIM JAHAR GAON
DIST- BAKSA
BTAD
ASSAM
VERSUS

V.K. PIPERSONIA and 9 ORS.
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GHY-06

2:SRI BISHNU BORO
ADDITIONAL CHIEF SECRETARY
SOCIAL WELFARE DEPTT.
DISPUR
GHY-6

3:SMTI. ROUSONARA BEGUM
SECRETARY
SOCIAL WELFARE DEPTT.
DISPUR
GHY-6

4:SHRI PRAMOD KUMER TIWARI
IAS
PRINCIPAL SECRETARY
SECRETARIAT ADMINISTRATION ESTT. DEPTT.
ASSAM SECRETARIAT
DISPUR
GHY-6

5:S.S. MINKSHI SUNDARAM
DIRECTOR OF SOCIAL WELFARE DEPTT.
ASSAM

UZANBAZAR
GHY-1
KAMRUPM
6:SRI ALOK KUMAR
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GUWAHATI
ASSAM
PIN-781006.

7:SRI JISHNU BARUAH
PRINCIPAL SECRETARY
SOCIAL WELFARE DEPARTMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI
ASSAM
PIN-781006.

8:SMTI. JURI PHUKAN
IAS
DIRECTOR SOCIAL WELFARE DEPARTMENT
GOVT. OF ASSAM
1ST. FLOOR
MG ROAD
UZANBAZAR
GUWAHATI-1
ASSAM.

9:HAMEN DAS
SECRETARY
SOCIAL WELFARE DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-6.

10:SMTI. JURI PHUKAN
IAS
PRINCIPAL SECRETARY
SECRETARIAT ADMINISTRATION (ESTT.) DEPARTMENT
GOVERNMENT OF ASSAM
ASSAM SECRETARIAT
DISPUR
GUWAHATI-6.

Advocate for : MR.I ALAM

Advocate for : MS. A VERMA (R2

R5) appearing for V.K. PIPERSONIA and 9 ORS.

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 16.08.2023

Heard Mr. T.Sk, learned counsel for the petitioner. Also heard Mr. T.C.Chutia, learned Additional Senior Govt. Advocate, Assam.

The learned counsel for the petitioner after arguing the matter for some time prays for 2(two) weeks time to file affidavit-in-reply to the counter affidavit filed by the respondents.

It is expected that the learned counsel for the parties to be ready on the next date for hearing of the matter.

List the matter on 12.09.2023.

Registry is directed to reflect the name of Ms. J.Gogoi, learned counsel for the Social Justice and Empowerment Department.

JUDGE

Comparing Assistant