

GAHC010039232026



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

**Case No. : MC/12/2026**

SRI MRIDUL DEV ADHIKARY  
S/O- LATE MUKUNDA MOHAN ADHIKARY, BISHNU NAGAR, H.NO. 39,  
HARICHARAN DAS PATH, LOKHRA ROAD, LOKHRA, DISTRICT- KAMRUP  
(M), ASSAM, PIN- 781040

VERSUS

THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY, DEPARTMENT  
OF FOREST AND ENVIRONMENT, DISPUR, GUWAHATI- 781005

2:THE CHAIRMAN  
POLLUTION CONTROL BOARD  
BAMUNIMAIDAM  
GUWAHATI- 781021

3:THE MEMBER SECRETARY  
POLLUTION CONTROL BOARD  
BAMUNIMAIDAM  
GUWAHATI- 781021

4:MANOJ SAIKIA  
S/O- REBA KANTA SAIKIA  
CHIEF ENVIRONMENTAL SCIENTIST  
POLLUTION CONTROL BOARD  
BAMUNIMAIDAM  
GUWAHATI- 781021

5:DR. GAUTAM KRISHNA MISHRA  
S/O- LATE CHARU KRISHNA MISHRA  
ADDITIONAL CHIEF ENVIRONMENTAL SCIENTIST  
POLLUTION CONTROL BOARD

BAMUNIMAIDAM  
GUWAHATI- 78102

**Advocate for the Petitioner** : MS. M DEV, MS N DEB, MS P DEB

**Advocate for the Respondent** : SC, FOREST, SC, PCB

**BEFORE**  
**HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

**ORDER**

**Date : 05.06.2026**

Heard Ms. M. Dev, the learned counsel for the petitioner.

2. This Miscellaneous case has been filed for restoration of Writ Petition No. 5417/2023, which was dismissed for non-prosecution on 10.11.2025. Ms. Dev, submits that when the writ petition was listed on the said date, the name of the counsel appearing for the writ petitioner was not reflected in the cause list, although, it is stated that both the Vakalatnama and additional affidavit was filed by the petitioner through the learned counsel. However, she also submits that Vakalatnama was not found in the file but the additional affidavit was there, filed by the learned counsel for the petitioner. She as such, submits that on the day when the matter was listed i.e., on 10.11.2025, the learned counsel could not appear since she had not found that the matter was listed on that day.

4. On the relevant facts and circumstances, this court deems it fit to restore

the writ petition being WP(C) No. 5417/2023, to file in the interest of justice.

5. The Misc. Case is disposed of.

6. Registry to list the connected writ petition, which is restored for admission on 15.07.2026.

**JUDGE**

**Comparing Assistant**