

GAHC010039792026



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

Case No. : PIL/14/2026

1: DR. HIRENDRANATH GOHAIN AND 2 ORS
S/O LATE MAHENDRANATH GOHAIN, R/O HOUSE NO. 251, NIZARAPAR
ROAD, SILPUKHURI, GUWAHATI, DIST.- KAMRUP (M), ASSAM- 781003

2: HAREKRISHNA DEKA
S/O LATE NARENDRANATH DEKA R/O HOUSE NO. 100 KASTURBA NAGAR
SOUTH SARANIA GUWAHATI DIST- KAMRUP (M) ASSAM-781007

3: PARESH CHANDRA MALAKAR
S/O LATE BISHNU RAM MALAKAR R/O F-3 MAYAANAND APARTMENT
BELTOLA BASISTHA ROAD GUWAHATI DIST- KAMRUP (M) ASSAM- 78102

VERSUS

1: THE UNION OF INDIA AND 3 ORS. REPRESENTED BY THE SECRETARY
TO THE GOVERNMENT OF INDIA, MINISTRY OF HOME AFFAIRS, NORTH
BLOCK, NEW DELHI, PIN- 110001

2: THE STATE OF ASSAM REPRESENTED BY THE COMMISSIONER AND
SECRETARY TO THE GOVERNMENT OF ASSAM HOME DEPARTMENT
GOVERNMENT OF ASSAM ASSAM SECRETARIAT DISPUR GUWAHATI
ASSAM PIN-781006

3: DR. HIMANTA BISWA SARMA
S/O LATE KAILASH NATH SARMA CM BLOCK
JANATA BHAWAN DISPUR GUWAHATI ASSAM PIN-781006

4: THE DIRECTOR GENERAL OF POLICE ASSAM ASSAM POLICE
HEADQUARTERS ULUBARI GUWAHATI ASSAM PIN-78100

Linked Case : PIL/16/2026

COMMUNIST PARTY OF INDIA (MARXIST), ASSAM STATE THROUGH ITS
AUTHORISED SIGNATORY MR. SURPRAKASH TALUKDAR AGED ABOUT 61

YEARS SON OF NANDESWAR TALUKDAR RESIDENT OF HOUSE NO.38 M A
ROAD REHABARI GUWAHATI PIN 781008 IN THE DISTRICT OF KAMRUP (M)
ASSAM

VERSUS

1: THE UNION OF INDIA AND 3 ORS. MINISTRY OF HOME AFFAIRS
THROUGH SECRETARY NORTH BLOCK NEW DELHI-110001

2:THE STATE OF ASSAM THROUGH ITS CHIEF SECRETARY ASSAM
SECRETARIAT NEW CM BLOCK THIRD FLOOR JANATA BHAWAN DISPUR
GUWAHATI ASSAM- 781006

3:BHARATIYA JANATA PARTY THROUGH STATE PRESIDENT BJP ASSAM
PRADESH ATAL BIHARI VAJPAYEE BHAWAN BJP STATE OFFICE BASISTHA
CHARIALI GUWAHATI ASSAM-781029

4:DR. HIMANTA BISWA SARMA
CHIEF MINISTER ASSAM CM BLOCK JANATA BHAWAN
DISPUR GUWAHATI ASSAM- 781 006.

Linked Case : PIL/15/2026

COMMUNIST PARTY OF INDIA, ASSAM STATE COUNCIL THROUGH ITS
AUTHORISED SIGNATORY MR. KANAK GOGOI AGED ABOUT 49 YEARS
SON OF TUPIDHAR GOGOI RESIDENT OF ABHAYPURIA ROAD NEAR
ABHAYPURIA NAMGHAR ABHAYPURIA GAON P.O- NAZIRA NAZIRA
PIN- 785685 IN THE DISTRICT OF SIBSAGAR ASSAM

VERSUS

1: THE UNION OF INDIA AND 2 ORS. MINISTRY OF HOME AFFAIRS
THROUGH SECRETARY NORTH BLOCK NEW DELHI-110001

2:THE STATE OF ASSAM THROUGH ITS CHIEF SECRETARY ASSAM
SECRETARIAT NEW CM BLOCK THIRD FLOOR JANATA BHAWAN DISPUR
GUWAHATI ASSAM- 781 006.

3:DR. HIMANTA BISWA SARMA
CHIEF MINISTER ASSAM CM BLOCK
JANATA BHAWAN DISPUR GUWAHATI ASSAM 781 006

For the Petitioner(s) : Ms. R. Samuel, Advocate (*through video-conferencing*), assisted by
Mr. S. Dey, Advocate in PIL No.14/2026.
: Ms. R. Singh, Advocate (*through video-conferencing*).
: Mr. N. Gautam, Advocate in PIL No.15/2026 and PIL No.16/2026.

For the Respondent(s) : Ms. K. Phukan, Central Govt. Counsel.
: Mr. D. Saikia, Advocate General, Assam, assisted by Ms. P. Barua,
Advocate.

– **B E F O R E** –
HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

06.08.2026
(*Ashutosh Kumar, CJ*)

The learned Advocates appearing on behalf of the petitioners seek some time to file re-joinder affidavits.

Let such affidavits be filed positively by the next date.

Re-notify on **17.09.2026**.

JUDGE

CHIEF JUSTICE

Comparing Assistant