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

Case No. : WP(C)/1579/2026

SUNAYANA AIDEW
W/O- DR. PRANJAL BORA,R/O-B.N. MAHANTA ROAD,H/NO.
54,AMOLAPATTY,NAGAON,WARD NO. 10, P.S-NAGAON,P.S-NAGAON,DIST-
NAGAON-782001

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVT.
OF ASSAM, HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI-
781006.

2:THE COMMISSIONER AND SECRETARY

GOVT. OF ASSAM
FINANCE (TAXATION) DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE SECRETARY TO THE GOVT. OF ASSAM

FINANCE DEPARTMENT
DISPUR
GUWAHATI-781006.

4:THE ADDITIONAL SECRETARY TO THE GOVT. OF ASSAM

FINANCE (TAXATION) DEPARTMENT
DISPUR
GUWAHATI-781006

Advocate for the Petitioner : MR A CHOWDHURY, IMSENKALA,MS M BORAH,MS. B

CHOWDHURY

Advocate for the Respondent : GA, ASSAM, SC, FINANCE AND TAXATION

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

18.03.2026

Heard Ms. B. Chowdhury, learned counsel for the petitioner, also Mr. D. Nath, learned Senior Government Advocate appears for the respondents.

2. The petitioners are aggrieved by the findings of One Man Commission appointed by the State under Section 3 of the Commissions of Inquiry Act, 1952, and the report of inquiry submitted on 02.04.2022 by the Commission where certain disparity remarks were made against the petitioners and on the basis of findings the departmental proceedings were initiated against the petitioners, show cause notices were issued, and the petitioners were discharged from their services.

3. The learned counsel for the petitioner submits that upon a plain perusal of the inquiry report, it is clear that these findings were recorded without giving opportunity to the affected parties, namely the petitioners without following the procedure prescribed under the Commissions of Inquiry Act, 1952 along with the rules by issuance of notice under Section 8 B.

4. It is under these circumstances that the petitioners have assailed the conclusions arrived in the inquiry report dated 02.04.2022 filed by the Commissioner appointed under the Commissions of Inquiry Act, 1952.

5. Mr. D. Nath, learned Senior Government on the other hand submits that batch of writ petition on the legal issue came to be heard before the coordinate

bench and the judgments have been reserved and the judgment will be delivered within the next three weeks.

6. He therefore submits that this matter be deferred awaiting the judgment of the coordinate bench, and thereupon if further issues not decided by the coordinate bench are left open to be decided by the Court then the matter can be proceeded with.

7. The submissions of the learned counsel for the State is not disputed by the learned counsel for the petitioner the there are bunch of writ petitions which came to be heard by the coordinate bench.

8. Under such circumstances, list this matter again after 4 (four) weeks.

9. The learned counsel for the parties are permitted to apprise the Court in respect of any such orders that may have been passed by the Coordinate Bench in the bunch of writ petitions.

JUDGE

Comparing Assistant