

GAHC010056042022



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

Case No. : WP(C)/2110/2022

ABDUL HANNAN
S/O- LATE KOKAI MIYA, VILL. AND P.O.- KARAIONI, P.S. MURAJHAR, DIST.
HOJAI, ASSAM. PIN- 782439.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM, FOOD,
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT., DISPUR, ASSAM,
GUWAHATI-6.

2:THE DIRECTOR OF FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
ASSAM
GS ROAD
BHANGAGARH
GUWAHATI-5.

3:THE DEPUTY COMMISSIONER
HOJAI
DIST. HOJAI
ASSAM
PIN- 782435.

4:THE SUB-DIVISIONAL OFFICER (CIVIL)
HOJAI
SANKARDEV NAGAR
DIST. HOJAI
ASSAM
PIN- 782442.

5:THE ASST. DIRECTOR

FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
HOJAI
SANKARDEV NAGAR
DIST. HOJAI
PIN- 782442.

6:M/S KAPASHBARI S.S. LTD.
PEER BAZAR
HOJAI
ASSAM
PIN- 782439
REPRESENTED BY ITS SECRETARY

Advocate for the Petitioner : MR. S B LASKAR

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : --25.03.2022

Heard Mr. S.B. Laskar, the learned counsel for the petitioner and Ms. S. Sarma, learned counsel appearing on behalf of the respondent Nos. 1 to 6.

Issue notice returnable by 4(four) weeks.

Steps for service of notice by way of Registered Post with A/D as well as through usual process within a period of 7(seven) days.

Extra copies of the writ petition be served upon the learned counsel for the respondents within 3(three) days.

The issue as regards the challenge to the impugned letter dated 07.08.2021 whereby a decision has been taken to tag the ration cards of fair price shops having less than 50 ration cards with the nearest fair price shops having more than 50 ration cards has been challenged before this Court in various proceedings and the same is presently pending.

In the said matter, orders have been passed in the interim directing the respondent

authorities not to take any coercive action against the petitioner therein in terms with the communication bearing No. DS.81/2020/516 dated 07.08.2021 till the next date of listing. The said order has been extended from time to time by this Court and as per the learned counsel appearing on behalf of the respondents, some of the matters have been directed to be listed on 29.03.2021.

In that view of the matter this Court directs that in the case of the petitioner, the respondent authorities shall not take any coercive action on the basis of the communication bearing No. DS.81/2020/516 dated 07.08.2021 till the next date of listing.

JUDGE

Comparing Assistant