

GAHC010064522024



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

Case No. : WP(C)/1823/2024

RUBUL SAIKIA AND 9 ORS
SON OF SRI BALADAR SAIKIA,
RESIDENT OF VILLAGE- NO.1 TALTALA,
KALITAKUCHI, P.S.- SATGAON,
PO- SATGAON, KAMRUP(M), GUWAHATI- 781027.

2: JADAV CHANDRA DEKA
SON OF LATE GHANA KT. DEKA

RESIDENT OF VILLAGE- PACHIM KURUWA

P.O.- KURUWA
P.S.- SIPAJHAR

DISTRICT- DIRANG
ASSAM- PIN- 784145.

3: JAGADISH RAJBONGSHI
SON OF LATE SIDHIRAM RAJBONGSHI

RESIDENT OF VILL. JYOTINAGAR

P.O.- CHANDMARI AND P.S.- CHANDMARI

DISTRICT- KAMRUP
GUWAHATI- 781003.

4: SHANKAR RAMCHIARY
SON OF PAIMAN RAMCHIARY

RESIDENT OF VILLAGE- URMINAGAR

P.O.- NOONMATI
P.S.- NOONMATI

DISTRICT- KAMRUP(M)
ASSAM-781020.

5: JATINDRA BORO
SON OF CHANARAM BORO

RESIDENT OF VILLAGE- CHANDMARI RUDRA NAGAR

P.O.- CHANDMARI
P.S.- CHANDMARI

DISTRICT- KAMRUP(M)- 781020

6: CHANAKYA KALITA
SON OF LATE HARESWAR KALITA

VILL- RATANPUR

P.O.- SIALMARI
P.S.- TIHU

DIST.- NALBARI
ASSAM- 7813871

7: RINA PATHAK
WIFE OF LATE DHARMESWAR PATHAK

RESIDENT OF VILL.- KAILASHPUR

P.O.- SILPUKHURI
P.S.- CHANDMARI

DIST.- KAMRUP(M)
GUWAHATI
ASSAM

PIN- 781003.

8: MD TAHID ALI
SON OF MD TABZIL ALI

VILL- SIMULA
P.O.- BALISATHA
P.S.- KAYAN

DIST.- KAMRUP(M)
GUWAHATI

ASSAM

PIN- 781345.

9: DIL MOHAMMAD ALI
SON OF PUTUL ALI

VILL. JAPIA
P.S. HAJO
DIST. KAMRUP
ASSAM PIN- 781102.

10: TARUN GOGOI
SON OF SUSIL GOGOI
RESIDENT OF VILL. SALBARI BAPUJI NAGAR
P.O.- NOONMATI
P.S.- NOONMATI

DIST.- KAMRUP(M)
GUWAHATI
ASSAM PIN- 781020

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI- 781016.

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI- 781007.

3:THE DIRECTOR GENERAL OF CIVIL DEFENCE AND COMMANDANT
GENERAL OF HOME GUARDS
ASSAM
BELTOLA
GUWAHATI- 781028.

4:THE DISTRICT COMMANDANT
HOME GUARDS
KAMRUP
PANIKHAITI
GUWAHATI- 781026.

5:THE COMMISSIONER OF POLICE
GUWAATI

OFFICE OF THE COMMISSIONER OF POLICE
ASSAM- 781001.

6:THE DEPUTY COMMISSIONER OF POLICE (ADMN.)
GUWAHATI
ASSAM

Advocate for the Petitioner : MR H GUPTA

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

ORDER

Date : 03.04.2024

Heard Mr. H. Gupta, learned counsel for the petitioners.

By this writ petition, the petitioners are aggrieved by the orders dated 31.07.2023 and 21.08.2023, by which they were terminated on the ground that no show cause notice was issued to them and the order of termination was issued by an authority which is not the Appointing Authority.

Issue notice.

Mr. D. Bora, learned Government Advocate enters appearance and accepts notice on behalf all respondents.

Notice on all the respondents is complete. Requisite extra copies of this writ petition be furnished to the learned counsel for the respondents during the course of the day. The respondents are allowed to file counter affidavit.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant