

GAHC010065262025



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

**Case No. : WA/262/2025**

THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM, FINANCE DEPARTMENT, DISPUR, GUWAHATI-781006, ASSAM.

VERSUS

BINA PANI DUTTA AND ORS  
W/O LATE BIMAL CHANDRA DUTTA, R/O WARD NO 13, HOUSE NO. 701,  
CHOLADHARA, P.O AND P.S-JORHAT, DISTRICT- JORHAT, ASSAM

2:THE DIRECTOR OF ACCOUNTS AND TREASURIES

ASSAM  
HOUSEFED COMPLEX  
GUWAHATI 781006

3:THE DIST. COMMISSIONER

JORHAT  
DIST. JORHAT  
ASSAM.

4:THE TREASURY OFFICER

JORHAT  
ASSAM.

5:AMAR JYOTI SARMA

THE TREASURY OFFICER  
JORHAT  
ASSAM

**Advocate for the Petitioner** : MS.RUKMINI BARUA, MR P NAYAK,MR. B GOGOI,MS.  
RUKMINI BARUA

**Advocate for the Respondent** : MAUSAM NATH (R-1), MR. A BHATTACHARJEE (R-1),MR. D P  
BORAH (R-1)

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**  
**HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**ORDER**

**Date : -13.10.2025**  
*(K.R Surana, J)*

Heard Mr. P. Nayak, learned Additional Advocate General, assisted by Ms. R. Baruah, learned counsel for the appellant. Also heard Mr. M. Nath, learned Senior Counsel, assisted by Mr. D. P. Borah, learned counsel for the respondent no.1. Ms. P. Baruah, learned counsel appears for respondent no.5.

2. This intra court writ appeal is directed against the judgment and order dated 04.11.2024 passed by the learned Single Judge in WP (C) no. 3664/2022, whereby the writ petition filed by the respondents no.1 was allowed.

3. This Court is inclined to issue Rule forthwith without requiring any formal notices to be issued as Mr. H. K. Hazarika, learned Government Advocate has entered appearance on behalf of respondent nos. 2 to 4 and accepts notice on behalf of them and Ms. P. Baruah, learned counsel enters appearance on behalf of respondent no. 5 and accepts notice.

4. There is a disputed question of fact relating to the issue and receipt register maintained by the office of the Treasury Officer, Jorhat. The Court is inclined to direct the State to produce the relevant receipt and issue register

maintained by the office of the Treasury Officer, Jorhat on the next date of listing.

5. Learned Additional Advocate General shall communicate a copy of the order to the concerned authority to enable production of the said records.

6. List on 27.10.2025.

**JUDGE**

**JUDGE**

**Comparing Assistant**