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

Case No. : WP(C)/4050/2025

SRI JUGAL GAM AND 8 ORS
S/O NANDA NATH GAM R/O CHETIA GAON, WARD NO. 5, NORTH
LAKHIMPUR, DISTRICT - LAKHIMPUR, ASSAM - 787001.

2: SRI SHYAM PRASAD BARUAH
S/O LATE MANINDRA PRASAD BARUAH R/O RAJADUAR
NORTH GUWAHATI
KAMRUP
ASSAM - 781030.

3: SMTI SANTANA SARMA
W/O SRI BHASKAR JYOTI NATH R/O GANESH PATH
HOUSE NO. 17
HATIGAON
GUWAHATI
KAMRUP (M)
ASSAM - 781038.

4: SMTI SWAGOTA DUTTA
W/O SRI GAURAV MAHANTA R/O- C/O PURNIMA BORDOLOI
HOUSE NO. 19 AND 20
ULUBARI
GUWAHATI
KAMRUP (M)
ASSAM -781007.

5: IMDADUL ISLAM KHAN
S/O LATE ABDUR RAHMAN KHAN R/O GANDHI NAGAR
P.O. BARPETA
DISTRICT - BARPETA
ASSAM - 781301.

6: SMTI SUPRIYA DAS
W/O BHASKAR JYOTI NATH R/O LOTHABORI

WARD NO. 1
NEAR B.ED COLLEGE
MORIGAON
ASSAM - 782105.

7: SMTI KAKOLI DUTTA
W/O SRI SONKUL PLABAN BARUAH R/O CHABUA
DIBRUGARH
ASSAM - 786184.

8: SMTI UJWALA BARUAH
W/O NUPUR GOHAIN R/O - C/O SUBHASH CHANDRA GOHAIN
GONDHIA (BORCHAPORI)
VILLAGE- PANITOLA
DISTRICT - TINSUKIA
ASSAM - 786183.

9: SMTI NABANITA DAS
S/O SRI KRIPAL JYOTI MAZUMDAR R/O HOUSE NO. 6
CHANDAN NAGAR
TRIBENI PATH
SIX MILE
GUWAHATI
KAMRUP (M)
ASSAM - 781022

VERSUS

THE STATE OF ASSAM AND 11 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HEALTH AND FAMILY WELFARE
DEPARTMENT, DISPUR, GUWAHATI - 781006.

2:THE JOINT SECRETARY TO THE GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE (A) DEPARTMENT
DISPUR
GUWAHATI - 781006.

3:THE DIRECTOR OF HEALTH SERVICES
ASSAM
HENGERABARI
GUWAHATI - 781036.

4:THE JOINT DIRECTOR OF HEALTH SERVICES
NAGAON
A.T. ROAD
HAIBARGAON
DISTRICT - NAGAON

ASSAM - 782001.

5:THE JOINT DIRECTOR OF HEALTH SERVICES
SIVSAGAR
DOL MUKHI CHARIALI
DISTRICT - SIVSAGAR ASSAM - 785640.

6:THE JOINT DIRECTOR OF HEALTH SERVICES
TINSUKIA
G.N.B. ROAD
DISTRICT - TINSUKIA ASSAM - 786125.

7:THE JOINT DIRECTOR OF HEALTH SERVICES
NALBARI
NEAR SMK HOSPITAL
DISTRICT - NALBARI ASSAM - 781335.

8:THE JOINT DIRECTOR OF HEALTH SERVICES
DHUBRI
A.K. AZAD ROAD
DISTRICT - DHUBRI
ASSAM - 783301.

9:THE JOINT DIRECTOR OF HEALTH SERVICES
DARRANG
DISTRICT - DARRANG
ASSAM - 784125.

10:THE JOINT DIRECTOR OF HEALTH SERVICES
BONGAIGAON
NEAR OLD CIVIL HOSPITAL
DISTRICT - BONGAIGAON
ASSAM - 783380.

11:THE JOINT DIRECTOR OF HEALTH SERVICES
SONITPUR
NEAR TEZPUR COLLEGE
DISTRICT - SONITPUR ASSAM - 784001.

12:THE JOINT DIRECTOR OF HEALTH SERVICES
MORIGAON
KHIROD BARUA PATH
DISTRICT -MORIGAON
ASSAM - 782105

Advocate for the Petitioner : MR B D DAS, MR J LOTHAN, MR H K SARMA, MR D
KALITA, MR. H R DAS

Advocate for the Respondent : SC, HEALTH,

Linked Case : WP(C)/1834/2025

SMTI SANTANA SARMA AND 8 ORS.
W/O.- SRI BHASKAR JYOTI NATH
R/O.- GANESH PATH
HOUSE NO. 17
HATIGAON
GUWAHATI
KAMRUP (M)
ASSAM - 781038.

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S/O.- NANDA NATH GAM
R/O.- CHETIA GAON
WARD NO. 5
NORTH LAKHIMPUR
DISTRICT - LAKHIMPUR
ASSAM -787001.

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W/O.- BHASKAR JYOTI NATH
R/O.- LOTHABORI
WARD NO. 1
NEAR B.ED COLLEGE
MORIGAON
ASSAM -782105.

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W/O.- SRI SONKUL PLABAN BARUAH
R/O.- CHABUA
DIBRUGARH
ASSAM - 786184.

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S/O LATE MANINDRA PRASAD BARUAH
R/O- RAJADUAR
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ASSAM - 781030.

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HOUSE NO. 19 AND 20
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ASSAM - 781007.

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W/O.- NUPUR GOHAIN
R/O - C/O SUBHASH CHANDRA GOHAIN
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VILLAGE - PANITOLA
DISTRICT - TINSUKIA
ASSAM - 786183.

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SIX MILE
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KAMRUP (M)
ASSAM - 781022.

9: IMDADUL ISLAM KHAN
S/O LATE ABDUR RAHMAN KHAN
R/O.- GANDHI NAGAR
P.O. BARPETA
DISTRICT - BARPETA
ASSAM - 781301.
VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR
GUWAHATI - 781006.

2:THE JOINT SECRETARY
TO THE GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE (A) DEPARTMENT
DISPUR
GUWAHATI - 781006.

3:THE DIRECTOR OF HEALTH SERVICES
ASSAM

HENGERABARI
GUWAHATI - 781036.

Advocate for : MR B D DAS
Advocate for : SC
HEALTH AND F W appearing for THE STATE OF ASSAM AND 2 ORS.

Linked Case : I.A.(Civil)/1179/2025

SMTI SANTANA SARMA AND 8 ORS
AGED ABOUT 43 YEARS
W/O SRI BHASKAR JYOTI NATH
R/O GANESH PATH
HOUSE NO. 17
HATIGAON
GUWAHATI
KAMRUP (M)
ASSAM- 781038.

2: JUGAL GAM
S/O.- NANDA NATH GAM
R/O.- CHETIA GAON
WARD NO. 5
NORTH LAKHIMPUR
DISTRICT - LAKHIMPUR
ASSAM -787001.

3: SMTI SUPRIYA DAS
W/O.- BHASKAR JYOTI NATH
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WARD NO. 1
NEAR B.ED COLLEGE
MORIGAON
ASSAM -782105.

4: SMTI KAKOLI DUTTA
W/O.- SRI SONKUL PLABAN BARUAH
R/O.- CHABUA
DIBRUGARH
ASSAM - 786184.

5: SHYAM PRASAD BARUAH
S/O LATE MANINDRA PRASAD BARUAH
R/O- RAJADUAR
NORTH GUWAHATI
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ASSAM - 781030.

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W/O.- SRI GAURAV MAHANTA
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HOUSE NO. 19 AND 20
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VILLAGE - PANITOLA
DISTRICT - TINSUKIA
ASSAM - 786183.

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GUWAHATI - 781006.

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ASSAM
HENGARABARI
GUWAHATI - 781036.

Advocate for : MR B D DAS
Advocate for : SC
HEALTH appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : I.A.(Civil)/284/2026

THE STATE OF ASSAM AND 11 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM
HEALTH AND FAMILY WELFARE DEPTT.
DISPUR
GUWAHATI 781006

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NAGAON
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HAIBARGAON
DISTRICT - NAGAON
ASSAM - 782001.

5: THE JOINT DIRECTOR OF HEALTH SERVICES
SIVSAGAR
DOL MUKHI CHARIALI
DISTRICT - SIVSAGAR ASSAM - 785640.

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G.N.B. ROAD
DISTRICT - TINSUKIA ASSAM - 786125.

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DISTRICT - NALBARI ASSAM - 781335.

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DISTRICT - DHUBRI
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DISTRICT - DARRANG
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NEAR OLD CIVIL HOSPITAL
DISTRICT - BONGAIGAON
ASSAM - 783380.

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SONITPUR
NEAR TEZPUR COLLEGE
DISTRICT - SONITPUR ASSAM - 784001.

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GUWAHATI
KAMRUP (M)

ASSAM - 781022.

Advocate for : MR. D P BORAH
Advocate for : MR J LOTHAN appearing for JUGAL GAM AND 8 ORS

Linked Case : I.A.(Civil)/2877/2025

SRI JUGAL GAM AND 8 ORS
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KHIROD BARUA PATH
DISTRICT -MORIGAON
ASSAM - 782105.

Advocate for : MR B D DAS
Advocate for : SC
HEALTH appearing for THE STATE OF ASSAM AND 11 ORS

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 01.04.2026

Heard Mr. B D Das, Learned Senior Counsel assisted by Mr. H R Das, Learned Counsel appearing for the Petitioners. Also heard Mr. D Saikia, Learned Advocate General, Assam, assisted by Mr. D P Borah, Learned Counsel appearing for the respondents.

2. Mr. D P Borah, Learned Counsel assisting Mr. D Saikia, Learned Advocate General, Assam, appearing for the respondents, prays that he be given time till 19.05.2026, to place on record, materials, with regard to the queries, raised by this Court, pertaining to the functioning of the post of District Malaria Officer, as on date. It is to be noted that materials have come on record that the post, after the petitioners were released, therefrom, are being manned on In-Charge basis, by the Officers, holding post, subordinate to the post of District Malaria Officer.

3. Prayer accepted.

4. Registry to list this matter again on 19.05.2026, for further hearing.

5. It is provided that no further adjournment shall be granted in the matter and on the next date of listing, the matter shall be taken up for final consideration, both on the issue of the release of the petitioners from their respective services, as well as, with regard to the prayer of the petitioners for regularization of their services.

6. Interim order passed earlier shall continue till the next date of listing.

JUDGE

Comparing Assistant