

GAHC010071942025



2026:GAU-AS:4935

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

Case No. : WP(C)/1924/2025

LAIPULI GAON PANCHAYAT SAMABAI SAMITY LIMITED AND 15 ORS.
REGISTERED OFFICE - LAIPULI, BORDUBI ROAD, P.O.- PANITOLA, DIST-
TINSUKIA, ASSAM, PIN-786183 REPRESENTED BY ITS CHAIRMAN, SRI
SAILEN KUMAR BORAH (AGE - 56 YEARS)

2: MARGHERITA GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - MARGHERITA
JAYA NAGAR VIA MARGHERITA
P.O MAKUM PATHAR
DISTRICT TINSUKIA
ASSAM
PIN-786187
REPRESENTED BY ITS SECRETARY
SMTI. SHILPI BORUAH (AGE - 42 YEARS)

3: BORBIL GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - 1 NO. BORBIL
NEAR L.P SCHOOL
P.O DIGBOI
DISTRICT TINSUKIA
ASSAM
PIN-786171
REPRESENTED BY ITS SECRETARY
SMTI. MONALISHA KONWAR (AGE- 41 YEARS)

4: TIPUK GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - RUPAI SIDING
DOOMDOOMA
P.O RUPAI SIDING
DISTRICT TINSUKIA
ASSAM
PIN- 786153
REPRESENTED BY ITS CHAIRMAN
SRI DHARMENDRA SONOWAL (AGE - 50 YEARS)

5: LEDO GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - LEDO BAZAR
P.O LEDO
DISTRICT TINSUKIA
ASSAM
PIN- 786153
REPRESENTED BY ITS SECRETARY
SRI PREM BAHADUR CHETRY (AGE - 32 YEARS)

6: KETETONG GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - KETETONG
P.O KETETONG
DISTRICT TINSUKIA
ASSAM
PIN-786181
REPRESENTED BY ITS SECRETARY
SRI DUMAI DUNIA (AGE - 52 YEARS)

7: GUIJAN GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - GUIJAN 5 NO.
P.O RONGAGORA
DISTRICT TINSUKIA
ASSAM
PIN-786147
REPRESENTED BY ITS SECRETARY
SRI MUNNA PAUL (AGE - 38 YEARS)

8: TINGRAI GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - TINGRAI BAZAR
NEAR TINGRAI HIGH SCHOOL
1 NO. AKHOMIA GAON
P.O TINGRAI BAZAR
DISTRICT TINSUKIA
ASSAM
PIN-786171
REPRESENTED BY ITS SECRETARY
SRI SWAPON NAG

9: BAZALTOLI GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - BAZALTOLI
P.O BORGURI
DISTRICT TINSUKIA
ASSAM
PIN-786125
REPRESENTED BY ITS SECRETARY
SRI UTPAL NEOG

10: KAKOPATHAR GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - KAKOPATHAR
NEAR FOREST OFFICE
P.O KAKOPATHAR
DISTRICT TINSUKIA
ASSAM
PIN-786152
REPRESENTED BY ITS SECRETARY
SRI SHAMBHU CHOUDHARY (AGE - 56 YEARS)

11: GABHORUBHETI GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - GABHORUBHETI
VILLAGE BISHNUPUR
P.O PHILOBARI
DISTRICT TINSUKIA
ASSAM
PIN-786160
REPRESENTED BY ITS SECRETARY
SRI BODRI CHETRY (AGE - 42 YEARS)

12: TALAP GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - BALI BAZAR
TALAP
P.O TALAP
DISTRICT TINSUKIA
ASSAM
PIN-786156
REPRESENTED BY ITS CHAIRMAN
MD. NASHIM ANSARI (AGE - 62 YEARS)

13: BAPUJI GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - HOGRIJAN
P.O BORDUBI
DISTRICT TINSUKIA
ASSAM
PIN- 786601
REPRESENTED BY ITS SECRETARY
SRI JYOTI BORDOLOI (AGE - 65 YEARS)

14: DANGORI GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - DANGORI
P.O DANGORI
DISTRICT TINSUKIA
ASSAM
PIN- 786156
REPRESENTED BY ITS SECRETARY
SRI PRONOB SONOWAL (AGE - 33 YEARS)

15: BURIDIHING GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - BIJULIBON
VILLAGE MOILAPUR
P.O CHIKARAJAN
DISTRICT TINSUKIA
ASSAM
PIN- 786150
REPRESENTED BY ITS CHAIRMAN
SRI PUSHPA MARAN (AGE - 48 YEARS)

16: TONGONA GAON PANCHAYAT SAMABAI SAMITY LIMITED
REGISTERED OFFICE - TONGONA BAZAR
P.O TONGONA BAZAR
DISTRICT TINSUKIA
ASSAM
PIN-786152
REPRESENTED BY ITS SECRETARY
SRI SUBORNA DOHOTIA (AGE - 44 YEARS)

VERSUS

THE UNION OF INDIA AND 3 ORS.
REPRESENTED BY THE SECRETARY TO THE DEPARTMENT OF FOOD AND
CONSUMERS AFFAIRS, SHASTRI BHAWAN, NEW DELHI, PIN-110001

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER TO THE GOVT OF ASSAM
FOOD
PUBLIC DISTRIBUTION AND CONSUMER AFFAIRS DEPARTMENT
DISPUR
GUWAHATI
PIN-781006

3:THE SECRETARY
FOOD
PUBLIC DISTRIBUTION AND CONSUMER AFFAIRS DEPARTMENT
DISPUR
GUWAHATI
PIN-781006

4:THE DISTRICT COMMISSIONER
TINSUKIA
FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS BRANCH
DISTRICT- TINSUKIA
ASSAM
PIN-78612

For the Petitioner(s) : Mr. T. Deuri, Advocate

For the Respondent(s) : Mr. D. Mazumder, AAG
Mr. D. Nath, Sr. Govt. Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

02.04.2026

Heard Mr. T. Deuri, the learned counsel appearing on behalf of the Petitioners and Mr. D. Mazumder, the learned Additional Advocate General as well as Mr. D. Nath, the learned Senior Government Advocate appearing on behalf of the Respondent State.

2. The present writ petition had been filed by the Petitioners challenging the Notice Inviting Tender dated 26.03.2025 on the ground that there are certain onerous conditions which no Co-operative Society registered under the Assam Co-operative Societies, Act 2007 can fulfill. In addition to that, the challenge made to the Notice Inviting Tender dated 26.03.2025 as well as the subsequent orders so passed was on the ground that the Private Respondent who was appointed could not have been appointed in view of Clause 2(g) of the Targeted Public Distribution (Control) Order, 2015 (for short, 'the Order of 2015').

3. This Court vide an order dated 07.08.2025 passed in I.A.(C) No.1557/2025 set aside the appointment of the Private Respondent as the Authorized Agency on the ground that in terms with Clause 2(g) of the Order of 2015, a private contractor would not come within the ambit of an "Authorized Agency". The learned Coordinate Bench of this Court vide the order dated 07.08.2025 further directed the State to take effective steps within two months thereafter for appointment in terms with the Order of 2015.

4. This Court further takes note of that a Notice Inviting Tender was issued on 04.09.2025 whereby various conditions were relaxed. However, the Petitioners did not participate in pursuance to the said Notice Inviting Tender. The records further reveal that in pursuance to the said Notice Inviting Tender, a Co-operative Society in the name and style of "Amar Dukan Consumer Welfare Co-operative Society, Tinsukia" was appointed vide an order dated 21.10.2025 for the entire period for 2025-26 meaning thereby till 31.03.2026. The Petitioners have however not challenged the said order dated 21.10.2025 which was enclosed as Annexure-3 to the affidavit-in-opposition filed by the Respondent No.4 on 04.11.2025. In the meantime, the period of appointment of the said "Amar Dukan Consumer Welfare Co-operative Society, Tinsukia" had also come to an end in terms

with the appointment order dated 21.10.2025. Further to that, the period for which the Notice Inviting Tender dated 26.03.2025 was issued, i.e. 01.04.2025 to 31.03.2026 is also over.

5. Accordingly, it is the opinion of this Court that in the present facts of the case, nothing remains to be decided. Accordingly, the writ petition stands disposed off as infructuous.

6. Interim order(s), if any, stand vacated.

JUDGE

Comparing Assistant