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

Case No. : WP(C)/2319/2026

ZITENDRA CH. DAS
SON OF LATE GIRISH CHANDRA DAS, VILLAGE- DAKHIN SALMARA PT-II,
DIST- SOUTH SALMARA, MANKACHAR, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HEALTH AND FAMILY WELFARE
DEPARTMENT, DISPUR, GUWAHATI-781006.

2:THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM
PERSONNEL (B) DEPARTMENT
DISPUR
GUWAHATI-06.

3:THE STATE LEVEL COMMITTEE
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF
ASSAM
DISPUR
GUWAHATI-06.

4:THE ADDITIONAL SECRETARY TO THE GOVT OF ASSAM
PERSONNEL (B) DEPARTMENT
DISPUR
GUWAHATI-06.

5:THE DISTRICT LEVEL COMMITTEE
SOUTH SALMAARAA MANKACHAR
REPRESENTED BY THE DISTRICT COMMISSIONER
SOUTH SALMARA MANKACHAR
ASSAM

P.O. SOUTH SALMARA MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSA

Advocate for the Petitioner : MR F A LASKAR, MR A MALEK

Advocate for the Respondent : GA, ASSAM, SC, HEALTH AND F W

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

06.05.2026

Heard Mr. FA Laskar, learned counsel for the petitioner.

Issue notice returnable within 4 (four) weeks.

Ms. S Shrama, learned Standing Counsel, Health Department appears and accepts notice on behalf of the respondent no.1 and Ms. S Baruah, learned State Counsel, Assam appears and accepts notice on behalf of the respondents no. 2 to 5.

Since all the respondents are duly represented by their respective counsel, notices are waived. However, extra copies be furnished within a period of 1 (one) week from today.

The petitioner in the present proceeding has assailed the order dated 24.12.2025 and speaking order dated 11.02.2026, whereby the claim of the petitioner stood rejected by the SLC as well as by the Commissioner and

Secretary to the Government of Assam, Health & Family Welfare Department.

The writ petitioner will address the Court in respect of the parameters laid down by the Apex Court in *State of West Bengal vs. Debabrata Tiwari & Others.* in *Civil Appeal No.8842 & 8855 of 2022* on the next date.

Matter be listed after the returnable date.

JUDGE

Comparing Assistant