

GAHC010085832026



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

Case No. : WP(C)/2360/2026

THE MANAGEMENT OF MESSAMARA TEA ESTATE
OWNED BY ASSAM TEA CORPORATION LIMITED, GOLAGHAT ASSAM
785611 REPRESENTED BY ITS MANAGER MR. SUBHASISH BARUAH AGED
ABOUT 55 YEARS S/O SRI ROBIN BORUAH, R/O MESSAMARA TEA ESTATE
P.O. P.S. BADULIPAR, DIST - GOLAGHAT, ASSAM.

VERSUS

THE STATE OF ASSAM AND OTHERS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
LABOUR AND WELFARE DEPARTMENT, SACHIVALAYA, DISPUR,
GUWAHATI - 781006.

2: BISOMBAR RAJAK
S/O LATE GOPAL RAJAK
R/O VILLAGE - KARUNATING T.E
P.O. BADULIPAR
P.S. DERGAON
DISTGOLAGHAT
ASSAM

Advocate for the Petitioner : KAUSHIK JAIN, MR. P DIDWANIA, MR. S C KEYAL

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE

ORDER

Date : 08.05.2026

Heard Mr. S. C. Keyal, learned Senior Counsel assisted by Mr. K. Jain,

learned counsel for the petitioner.

Challenge made in this writ petition is to the order dated 23.03.2026, passed by the learned Industrial Tribunal, Dibrugarh, in Reference Case No. I/D 2 of 2023, whereby the petition filed by the petitioner seeking leave to produce documents has been rejected.

It is the contention of the petitioner that the impugned order suffers from illegality inasmuch as the learned Tribunal failed to appreciate that procedural laws are intended to advance the cause of justice and not to defeat the same. It is further contended that the defect relating to authorization is curable in nature and therefore, the petitioner ought to have been permitted to rectify the same at any stage of the proceedings.

Issue notice, returnable by 4 (four) weeks.

As Mr. B. J. Talukdar, learned Senior Counsel, enters appearance and accepts notice on behalf of State respondent No. 1, issuance of formal notice to the said respondent is dispensed with. However, he shall be furnished with the requisite extra-copy of the petition during the course of the day.

Learned counsel for the petitioners to take steps for service of notice upon respondent No. 2 by speed post as well as through usual process within 2 (two) working days from today.

Considering the submission of learned Senior Counsel for the petitioner and also considering that the issue of production of documents at a belated stage in the present case, *prima facie*, appears to have been not properly appreciated as per the provisions of the law, further proceedings in Reference Case No. I/D 2 of 2023, pending before the learned Industrial Tribunal, Dibrugarh, shall remain stayed till the returnable date.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant