

GAHC010086322024



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

Case No. : WP(C)/2394/2024

1: RUHUL AMIN KHAN AND 10 ORS
S/O- JEHIR KHAN, R/O- NO-1 DOLABARI, TEZPUR,
DIST- SONITPUR, PIN-784001, ASSAM

2: JOYDEEP DAWDUNG LANGTHASA
R/O- VILLAGE SINGJURI SHYAMBAR LANKA
DIST- HOJAI PIN-781029 ASSAM

3: MANALI DAS
D/O- LATE DEBEN CHANDRA DAS
R/O- VIDYA MANDIR PATH BARSAJAI LALMATI
DIST- KAMRUP (M) GUWAHATI-17 ASSAM

4: PRANJIT KALITA
S/O- LATE BIPIN KALITA R/O- SARIHA CHALLA PATARKUCHI
DIST- BAJALI PIN-781326 ASSAM

5: ROOPJYOTI TAYE
S/O- L N TAYE R/O- NAUSHALI GAON
NEFA TINIALI ROWRIAH PIN-785005 ASSAM

6: PARTHA SARATHI DEB
S/O- PRABIR KUMAR DEB R/O- SOUTH BASISTHA ROAD
BL ROAD DIST- KAMRUP (M) GUWAHATI-29 ASSAM

7: SATYA BRATA DAS
S/O- PRAFULLA CHANDRA DAS R/O- VILLAGE KALAPOOL
BINNAKANDI TEA ESTATE DIST- CACHAR PIN-788126 ASSAM

8: UDIPTA TALUKDAR
S/O- DR. K.C TALUKDAR R/O- ASAM AGRICULTURAL UNIVERSITY
CAMPUS DIST- JORHAT PIN-785013 ASSAM

9: NRIPEN MAHANTA

S/O- LATE LILA MAHANTA R/O- VILLAGE TANGANA GAON
WARD NO-3 P.O- GOHPUR DIST- SONITPUR PIN-784168 ASSAM

10: GOUTAM LASKAR
S/O- INDRA KANTA LASKAR R/O- PROFESSOR COLONY
BIRUBARI DIST- KAMRUP (M) GUWAHATI-16 ASSAM

11: KULADHAR KALITA
S/O- BHUMIDHAR KALITA R/O- VILLAGE ANANDAPUR
C BLOCK P.O- DIGHALDONGA DIST- BAKSA PIN-781343 ASSAM

VERSUS

1: THE STATE OF ASSAM AND 3 ORS REP. BY THE COMMISSIONER AND
SECRETARY TO THE GOVT. OF ASSAM, HOME AND POLITICAL
DEPARTMENT DISPUR, GUWAHATI- 781006.

2: THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
HOME (B) DEPARTMENT DISPUR GUWAHATI- 781006.

3: THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE (PRU) DEPARTMENT DISPUR GUWAHATI- 781006.

4: THE DIRECTOR GENERAL OF CIVIL DEFENCE AND COMMANDANT
GENERAL OF HOME GUARDS ASSAM BELTOLA GUWAHATI- 781028
KAMRUP(M) ASSAM

Advocate for the Petitioner : MR. K P PATHAK, MR BHARGAV DAS, MR. A CHAMUAH

Advocate for the Respondent : GA, ASSAM, SC, FINANCE

BEFORE
HON'BLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 30-09-2024

Heard Mr. K.P. Pathak, learned counsel appearing for the writ petitioners. Also heard Mr. D. Bora, learned Government Advocate, Assam, who submits that he has received written instructions in the matter and, therefore, seeks 3(three) weeks time to file affidavit on behalf of the respondent Nos.1 & 2.

Mr. A. Chaliha, learned Standing Counsel, Finance Department appearing for the respondent No.3 also prays for some time to file an affidavit on behalf of the respondent No.3.

Since the prayers made by the learned Government Advocate, Assam and the learned Standing Counsel, Finance Department are not opposed, the same stand allowed.

Let this matter be listed again after 4(four) weeks.

In the meantime, counter affidavits on behalf of the respondent Nos.1, 2 & 3 be positively filed by serving advance copies upon the petitioner's counsel.

JUDGE

Comparing Assistant