

GAHC010087392022



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

**Case No. : WP(C)/3027/2022**

DHRUBAJYOTI MEDHI AND 6 ORS.  
SON OF GHANAKANTA MEDHI,  
RESIDENT OF VILLAGE- MILANPUR, P.O. AND P.S.- BOKO, DISTRICT-  
KAMRUP, ASSAM, PIN-781123  
PRESENTLY WORKING AT BOKO BLOCK PUBLIC HEALTH CENTRE

2: ABDUS SAMAD  
SON OF MD. SHEHRAB ALI  
RESIDENT OF VILLAGE- GHOPA  
P.O.- LAWHATA  
DISTRICT- NALBARI  
ASSAM  
PIN-781335  
PRESENTLY WORKING AT AZARA TUBERCULOSIS UNIT  
AZARA BLOCK PUBLIC HEALTH CENTRE

3: PRAFULLA KR. CHOUDHURY  
SON OF LATE BIRESWAR CHOUDHURY  
RESIDENT OF VILLAGE- BASACHUBA  
P.O.- DHEKIPARA  
P.S.- SIPAJHAR  
DISTRICT- DARRANG  
ASSAM  
PIN-784145  
PRESENTLY WORKING AT AZARA TUBERCULOSIS UNIT  
AZARA BLOCK PUBLIC HEALTH CENTRE

4: SURESH BARUAH  
SON OF LATE PRATAP CH. BARUAH  
RESIDENT OF VILLAGE AND P.O.- BIHDIA  
P.S.- BAIHATA CHARIALI  
DISTRICT- KAMRUP  
ASSAM  
PIN-781381

PRESENTLY WORKING AT HAJO BLOCK PUBLIC HEALTH CENTRE

5: RAHUL SARMA  
SON OF RAJANI SARMA  
RESIDENT OF VILLAGE- SANTIPUR  
WARD NO.4  
P.O. AND P.S.- MANGALDAI  
DISTRICT- DARRANG  
ASSAM  
PIN- 784125  
PRESENTLY WORKING AT NORTH GUWAHATI BLOCK PUBLIC HEALTH  
CENTRE

6: ANANTA BORO  
SON OF JOGESWAR BORO  
RESIDENT OF VILLAGE- LAMPARA  
P.O.- BIRPARA  
P.S.- BOKO  
DISTRICT- KAMRUP  
ASSAM  
PIN-781123  
PRESENTLY WORKING AT BOKO TUBERCULOSIS UNIT  
BOKO BLOCK PUBLIC HEALTH CENTRE

7: SMTI GITIKA BARMAN DEVI  
WIFE OF BHUBANESWAR SARMAH DAUGHTER OF LATE JANMI BARMAN

RESIDENT OF VILLAGE- BALIKURIA  
P.O.- KAZIPARA  
P.S.- NALBARI  
DISTRICT- NALBARI  
ASSAM  
PIN-781341  
PRESENTLY WORKING AT NORTH GUWAHATI TUBERCULOSIS UNIT  
ABHAYPUR BLOCK PUBLIC HEALTH CENTRE

VERSUS

THE STATE OF ASSAM AND 9 ORS.  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM, HEALTH AND FAMILY WELFARE  
DEPARTMENT, DISPUR, GUWAHATI-6

2:THE DIRECTOR OF HEALTH SERVICES  
ASSAM  
HENGRABARI  
GUWAHATI-36

3:THE JOINT DIRECTOR OF HEALTH SERVICES (T.B.)  
ASSAM  
HENGRABARI  
GUWAHATI-36

4:THE JOINT DIRECTOR OF HEALTH SERVICES  
KAMRUP  
DISTRICT- KAMRUP  
ASSAM  
PIN-

5:THE DISTRICT TUBERCULOSIS OFFICER  
KAMRUP  
DISTRICT- KAMRUP  
ASSAM  
PIN-

6:THE DISTRICT TUBERCULOSIS CONTROL SOCIETY  
KAMRUP  
REPRESENTED BY ITS CHAIRMAN  
THE DEPUTY COMMISSIONER  
KAMRUP  
DISTRICT- KAMRUP  
ASSAM  
PIN-

7:THE JOINT DIRECTOR OF HEALTH SERVICES  
NALBARI  
DISTRICT- NALBARI  
ASSAM  
PIN-

8:THE DISTRICT TUBERCULOSIS OFFICER  
NALBARI  
DISTRICT- NALBARI  
ASSAM  
PIN-

9:THE DISTRICT TUBERCULOSIS CONTROL SOCIETY  
NALBARI  
REPRESENTED BY ITS CHAIRMAN  
THE DEPUTY COMMISSIONER  
NALBARI  
DISTRICT- NALBARI  
ASSAM  
PIN-

10:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF

ASSAM  
FINANCE DEPARTMENT  
DISPUR  
GUWAHATI-

**Advocate for the Petitioner** : MR. N BORAH

**Advocate for the Respondent** : SC, HEALTH AND F W

Linked Case : WP(C)/7196/2021

JITUL BOR BORAH AND 16 ORS  
SON OF SRI BUDHESWAR BOR BORAH  
RESIDENT OF VILLAGE- NA-PAM RONGPURIA GAON  
P.O.- LILABARI  
P.S.- NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787051  
PRESENTLY WORKING AT DISTRICT TUBERCULOSIS CENTRE  
LAKHIMPUR

2: RAMESH BORAH  
SON OF SRI GOBIN BORAH  
RESIDENT OF VILLAGE- RAJKHOWA GAON  
P.O.- AZAD  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787031  
PRESENTLY WORKING AT PANIGAON SUBSIDIZED HEALTH CENTRE

3: PUSPANJALI DAS  
DAUGHTER OF LATE KANURAM DAS  
RESIDENT OF VILLAGE- BANTOW GAON NO.2  
P.O.- DHAKUAKHANA (JOYSAGAR)  
P.S.- DHAKUAKHANA  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787055  
PRESENTLY WORKING AT BEBEJIA STATE DISPENSARY (GHILAMARA)

4: JYOTIKA KAKATI  
WIFE OF DILIP BARUAH

RESIDENT OF VILLAGE- TWON BANTO 24 WARD 1 NO. GHILAGORI  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787031  
PRESENTLY WORKING AT BOGINATI BLOCK PUBLIC HEALTH CENTRE

5: PRASANTA BORAH  
SON OF LATE LOKNATH BORAH  
RESIDENT OF VILLAGE- CHABOTI PADUMONI  
P.O.- CHABOTI  
P.S.- NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN- 787051  
PRESENTLY WORKING AT DISTRICT TUBERCULOSIS CENTRE  
LAKHIMPUR.

6: LAKHINDAR DOLEY  
SON OF LATE PRAJAPATI DOLEY  
RESIDENT OF- OLD CIVIL HOSPITAL CAMPUS  
WARD NO.6  
P.O.- NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787001  
PRESENTLY WORKING AT DISTRICT TUBERCULOSIS CENTRE  
NORTH LAKHIMPUR.

7: DEBEN BORAH  
SON OF SRI LATE GOLAP BORAH  
RESIDENT OF VILLAGE- PACHIM LALUK  
P.O.- LALUK  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-784160  
PRESENTLY WORKING AT HARMOTI DESIGNATED MICROSCOPY CENTRE.

8: PANKAJ SAVAPANDIT  
SON OF LATE DWIJEN SAVAPANDIT  
RESIDENT OF VILLAGE- NAKARI NAGAR  
WARD NO. 3  
P.O.- NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787001  
PRESENTLY WORKING AT DISTRICT TUBERCULOSIS CENTRE  
LAKHIMPUR.

9: ABHIJIT CHUTIA  
SON OF LATE JITEN CHUTIA  
RESIDENT OF VILLAGE- MILAN NAGAR  
WARD NO.2  
P.O.- DHEMAJI  
DISTRICT- DHEMAJI  
ASSAM  
PIN- 787057  
PRESENTLY WORKING AT DHEMAJI TUBERCULOSIS UNIT.

10: PRAMEN CHAMUAH  
SON OF LATE MOHAN CH. CHAMUAH

RESIDENT OF VILLAGE- AHUCHAWAL GAON  
WARD NO. 3  
P.O.- NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787001  
PRESENTLY WORKING AT GHILAMARA BLOCK PUBLIC HEALTH CENTRE.

11: DILIP BARUAH  
SON OF LATE LILARAM BARUAH  
RESIDENT OF VILLAGE- TWON BANTO 24 WARD  
1 NO. GHILAGORI  
DISTRICT- LAKHIMPUR  
ASSAM  
PIN-787031  
PRESENTLY WORKING AT GHILAMARA BLOCK PUBLIC HEALTH CENTRE.

12: PADMANATH SONOWAL  
SON OF BHUBAN SONOWAL  
RESIDENT OF VILLAGE- HATIGARH  
P.O.- HATIGARH  
DISTRICT- DHEMAJI  
ASSAM  
PIN-787057  
PRESENTLY WORKING AT DHEMAJI TUBERCULOSIS UNIT

13: DEBAJIT GOGOI  
SON OF BUDHESWAR GOGOI  
RESIDENT OF VILLAGE- LACHIT NAGAR  
P.O.- KHUBALIA  
DISTRICT- DHEMAJI  
ASSAM  
PIN-787057  
PRESENTLY WORKING AT GOGAMUKH TUBERCULOSIS UNIT.

14: GOPAL CH. DEORI  
SON OF MONIPUR DEORI  
RESIDENT OF VILLAGE- BAMCHENIA DEORI GAON  
P.O.- KADAMGURI  
DISTRICT- DHEMAJI  
ASSAM  
PIN-787034  
PRESENTLY WORKING AT GOGAMUKH TUBERCULOSIS UNIT.

15: AJIT BURAGOHAIN  
SON OF LATE KUMUD BURAGOHAIN  
RESIDENT OF VILLAGE- BHARALICHUK  
P.O.- DHEMAJI  
DISTRICT- DHEMAJI  
ASSAM  
PIN-787057  
PRESENTLY WORKING AT SILAPATHAR TUBERCULOSIS UNIT.

16: GARIKH SONOWAL  
SON OF KAMAL SONOWAL  
RESIDENT OF VILLAGE- NA-ALI BHAJUGAON  
P.O.- JIADHAL CHARIALI  
DISTRICT- DHEMAJI  
ASSAM  
PIN- 787057  
PRESENTLY WORKING AT BENGENAGORAH BLOCK PUBLIC HEALTH  
CENTRE.

17: JAYANTA KAKATI  
SON OF LATE LANKESWAR KAKATI  
RESIDENT OF VILLAGE- BHARALICHUK  
P.O- DHEMAJI  
DISTRICT- DHEMAJI  
ASSAM  
PIN-787057  
PRESENTLY WORKING AT DISTRICT TUBERCULOSIS CENTRE  
DHEMAJI  
VERSUS

THE STATE OF ASSAM AND 9 ORS  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM  
HEALTH AND FAMILY WELFARE DEPARTMENT  
DISPUR  
GUWAHATI-6.

2:THE DIRECTOR OF HEALTH SERVICES  
ASSAM

HENGRABARI  
GUWAHATI-36.  
3:THE JOINT DIRECTOR OF HEALTH SERVICE (T.B.)  
ASSAM

HENGRABARI  
GUWAHATI-36.  
4:THE JOINT DIRECTOR OF HEALTH SERVICES  
LAKHIMPUR  
NORTH LAKHIMPUR  
DISTRICT- LAKHIMPUR  
ASSAM

5:THE DISTRICT TUBERCULOSIS OFFICER  
LAKHIMPUR  
DISTRICT-LAKHIMPUR  
ASSAM

6:THE DISTRICT TUBERCULOSIS CONTROL SOCIETY

LAKHIMPUR REPRESENTED BY ITS CHAIRMAN  
THE DEPUTY COMMISSIONER  
LAKHIMPUR  
DISTRICT-LAKHIMPUR  
ASSAM

7:THE JOINT DIRECTOR OF HEALTH SERVICE  
DHEMAJI  
DHEMAJI  
DISTRICT- DHEMAJI  
ASSAM

8:THE DISTRICT TUBERCULOSIS OFFICER  
DHEMAJI  
DISTRICT-DHEMAJI  
ASSAM

9:THE DISTRICT TUBERCULOSIS CONTROL SOCIETY  
DHEMAJI REPRESENTED BY ITS CHAIRMAN  
THE DEPUTY COMMISSIONER  
DHEMAJI  
DISTRICT-DHEMAJI  
ASSAM

10:THE COMMISSIONER AND SECRETARY  
TO THE GOVERNMENT OF ASSAM  
FINANCE DEPARTMENT  
DISPUR  
GUWAHATI-6.

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Advocate for : MR. N BORAH

Advocate for : SC  
HEALTH appearing for THE STATE OF ASSAM AND 9 ORS

**BEFORE  
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

**ORDER**

**Date : 28.11.2022**

Heard Mr. N.Borah, learned counsel for the petitioners.

Mr. B.Gogoi, learned standing counsel, Health Department is allowed 3(three) weeks to file counter affidavit.

List the matter on 15.12.2022.

**JUDGE**

**Comparing Assistant**