

GAHC010150542022



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

Case No. : I.A.(CrI.)/410/2022

ADITYA SONOWAL AND 17 ORS.
S/O LATE MULA RAM SONOWAL, R/O GORAJAN, P.O.-GORAJAN-785631,
DIST-JORHAT, ASSAM

2: SRI BIREN DAS
SON OF SRI RAM CHANDRA DAS
RESIDENT OF BALIJAN

P.O.- BEKAJAN

P.S.- BORHULA

DISTRICT- JORHAT
ASSAM

3: SRI HARDUGAN TOPNA

SON OF LATE PRAKASH TOPNA
RESIDENT OF GORAJAN GAON

P.O.- BORHULA

P.S.- BORHULA

DISTRICT JORHAT
ASSAM.

4: SRI SIDANANDA SONOWAL

SON OF LATE BABULA SONOWAL
RESIDENT OF GORAJAN GAON

P.O.- BORHULA

P.S. - BORHULA

DISTRICT JORHAT
ASSAM

5: SRI BASANTA SAIKIA

SON OF SRI SARU RAM SAIKIA
RESIDENT OF BORANA GAON
TITABAR

P.O. - TITABAR

DISTRICT JORHAT
ASSAM

6: SRI HAREN KACHARI

SON OF LATE KALIA KACHARI

RESIDENT OF KAKODANGA HABIGOAN
14 NO. BLOCK

DISTRICT JORHAT
ASSAM

7: SRI ANIL SONOWAL

SON OF LATE MAKHESWAR SONOWAL

RESIDENT OF GORAJAN GAON

P.O. - BORHULA

P.S. - BORHULA

DISTRICT JORHAT
ASSAM.

8: SRI DINA SAIKIA
SON OF SRI SASHI SAIKIA

RESIDENT OF KHERMA GAON
BORHOLLA

P.O. - BORHULA
P.S. - BORHULA

DISTRICT JORHAT
ASSAM.

9: SRI NOMAL CHANDRA DAS

SON OF LATE KUSH RAM DAS

RESIDENT OF BOJAL KATA

P.O.- URANGIAL

P.S.- BORHULA

DISTRICT JORHAT
ASSAM.

10: SRI CHAMPAK SAIKIA

SON OF PREMANANDA SAIKIA

RESIDENT OF HARUKACHARI GAON

P.O. - PULIKITANI

P.S. - GHILADHARI

DISTRICT-GOLAGHAT
ASSAM.

11: SRI APLUS BARJO

SON OF LATE PAOLUS BARJO

RESIDENT OF GORAJAN GAON

P.O.- BORHULA

P.S.- BORHULA

DISTRICT JORHAT
ASSAM.

12: SRI HAREN DUTTA

SON OF SRI GOPI RAM DUTTA

RESIDENT OF KAKODANGA HABIGAON

BLOCK NO. 1

DISTRICT JORHAT
ASSAM.

13: SRI DIP SONOWAL

SON OF BABULA SONOWAL

RESIDENT OF GORAJAN GAON

P.O. - BORHULA
P.S. - BORHULA

DISTRICT JORHAT
ASSAM.

14: SRI DWEJEN KUMAR SONOWAL

SON OF SRI BAPURAM SONOWAL

RESIDENT OF GORAJAN GAON
BORHOLLA

P.O. - BORHULA
P.S. - BORHULA

DISTRICT JORHAT
ASSAM.

15: SRI BARHMANANDA SONOWAL

SON OF LATE KULAI SONOWAL

RESIDENT OF RUP NAGAR
BORHOLLA

P.O. - BORHULA
P.S.- BORHULA

DISTRICT- JORHAT
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16: SRI ANIL CHUTIA

SON OF LATE HEMO CHUTIA

RESIDENT OF KAKODANGA HABIGAON

P.O. - BORHULA

P.S. - BORHULA

DISTRICT- JORHAT
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17: SRI RATNESWAR HAZARIKA

SON OF SRI JOGESWAR HAZARIKA

RESIDENT OF KAKODANGA HABIGAON

BLOCK NO.-10

P.O.- BORHULA

P.S.- BORHULA

DISTRICT JORHAT
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18: SRI BIPIN HAZARIKA

SON OF ROBEN HAZARIKA
RESIDENCE OF KAKODANGA
HABIGAON

BLOCK NO. -10

DISTRICT JORHAT
ASSAM

VERSUS

FIROZE DOTIWALA AND 3 ORS.

S/O- FAROOKH RUSTOMJI DOTIWALA, R/O- 401, ANANT BUILDING, PLOT
NO. 13, SECTOR-4, KHARGHAR, NAVI MUMBAI, MAHARASHTRA.

2:THE UNION OF INDIA

REPRESENTED BY THE SECRETARY
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI- 110001.

3:THE CHIEF LABOUR COMMISSIONER

(CENTRAL)
5
SHAM NATH MARG
PREM KUNJ
CIVIL LINES
NEW DELHI-110054.

4:THE ASSISTANT LABOUR COMMISSIONER (CENTRAL)

MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GUWAHATI
ZOO NARENGI TINIALI
SAPTARSHI PATH
GUWAHATI- 78102

Advocate for the Petitioner : MS D BORGOHAIN

Advocate for the Respondent : ASSTT.S.G.I.

Linked Case : I.A.(CrI.)/408/2022

ADITYA SONOWAL AND 17 ORS.
SON OF LATE MULA RAM SONOWAL
RESIDENCE OF GORAJAN

P.O.-GORAJAN- 785631
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P.S.- BORHULA
DISTICT JORHAT
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RESIDENT OF KAKODANGA HABIGAON
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RESIDENT OF GORAJAN GAON
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P.S. - BORHULA

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SON OF LATE KULAI SONOWAL

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SON OF ROBEN HAZARIKA
RESIDENCE OF KAKODANGA
HABIGAON

BLOCK NO. -10

DISTRICT JORHAT

ASSAM.
VERSUS

RAJANI KANT AND ANR.
S/O LATE LAKSHMAN DAS
R/O NEW DELHI

2:THE UNION OF INDIA

REPRESENTED BY THE SECRETARY
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI- 110001.
3:THE CHIEF LABOUR COMMISSIONER

(CENTRAL)

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SHAM NATH MARG
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CIVIL LINES
NEW DELHI-110054.

4:THE ASSISTANT LABOUR COMMISSIONER (CENTRAL)

MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GUWAHATI
ZOO NARENGI TINIALI
SAPTARSHI PATH
GUWAHATI- 781024

Advocate for : MS D BORGOHAIN
Advocate for : ASSTT.S.G.I. appearing for RAJANI KANT AND ANR.

Linked Case : CrI.Pet./650/2022

SUSHMA RAWAT
D/O LATE MADAN SINGH RAWAT
R/O CINNAMARA COMPLEX
ONGC
JORHAT.

VERSUS

THE UNION OF INDIA AND 2 ORS
REP. BY THE SECRETARY
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFIMARG
NEW DELHI-110001.

2:THE CHIEF LABOUR COMMISSIONER (CENTRAL)

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SHAM NATH MARG

PREMA KUNJ

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NEW DELHI- 110054.

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MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GUWAHATI
ZOO NARENGI TINIALI
SAPTARSHI PATH
GUWAHATI - 781024.

Advocate for : S N SARMA
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 2 ORS

Linked Case : I.A.(CrI.)/409/2022

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RESIDENCE OF KAKODANGA
HABIGAON
BLOCK NO. -10

DISTRICT JORHAT
ASSAM.

VERSUS

SMT SUSHMA RAWAT AND 3 ORS.
D/O LATE MADAN SINGH RAWAT
R/O CINNAMARA COMPLEX
ONGC
JORHAT.

2:THE UNION OF INDIA
REPRESENTED BY THE SECRETARY
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI- 110001.
3:THE CHIEF LABOUR COMMISSIONER

(CENTRAL)
5 SHAM NATH MARG
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NEW DELHI-110054.
4:THE ASSISTANT LABOUR COMMISSIONER (CENTRAL)

MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GUWAHATI
ZOO NARENGI TINIALI
SAPTARSHI PATH
GUWAHATI- 781024

Advocate for : MS D BORGOHAIN
Advocate for : ASSTT.S.G.I. appearing for SMT SUSHMA RAWAT AND 3 ORS.

Linked Case : CrI.Pet./649/2022

RAJNI KANT
SON OF LATE SHRI LAKSHMAN DAS
R/O NEW DELHI.

VERSUS

THE UNION OF INDIA AND 2 ORS
REP. BY THE SECRETARY
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI- 110001

2:THE CHIEF LABOUR COMMISSIONER (CENTRAL)
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MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GUWAHATI
ZOO NARENGI TINIALI
SAPTARSHI PATH
GUWAHATI- 781024.

Advocate for : MR S N SARMA SENIOR ADVOCATE
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 2 ORS

Linked Case : CrI.Pet./340/2020

FIROZE DOTIWALA
S/O- FAROOKH RUSTOMJI DOTIWALA
R/O- 401
ANANT BUILDING
PLOT NO. 13
SECTOR-4
KHARGHAR
NAVI MUMBAI
MAHARASHTRA

VERSUS

THE UNION OF INDIA AND 2 ORS.
REP. BY THE SECY.
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI- 110001

2:THE CHIEF LABOUR COMMISSIONER (CENTRAL)
5 SHAM NATH MARG
PREMA KUNJ
CIVIL LINES
NEW DELHI-110054

3:THE ASSTT. LABOUR COMMISSIONER (CENTRAL)
MINISTRY OF LABOUR AND EMPLOYMENT
GOVT. OF INDIA
GHY, ZOO NARENGI TINIALI
SAPTARSHI PATH
GHY-24

Advocate for : MR S N SARMA SENIOR ADVOCATE
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 2 ORS.

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

24.05.2023

Heard Ms. D. Borgohain, learned counsel for the applicants. Also heard Ms. B. Baishya, learned counsel appearing on behalf of Mr. D. Saikia, learned Senior counsel for the opposite party No.1.

As prayed for by the learned counsel appearing on behalf of Mr. D. Saikia, learned Senior counsel for the opposite party No.1, list these matters on 20.06.2023.

Sd/- Robin Phukan
JUDGE

Comparing Assistant