

GAHC010174502021



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

Case No. : WA/292/2021

1. BISWA BORDOLOI AND 11 ORS
S/O LT. JOGEN BORDOLOI, R/O TORAJAN SONARI GAON, P.O. JORHAT, PIN-785001, DIST. JORHAT, ASSAM

2: HEMA KANTA DUARAH
S/O PUNESWAR DUARAH
R/O CHARING DUARAH PAR
P.O. CHARING PIN-785644
DIST. SIVASAGAR ASSAM

3: MRIDUPABAN DAS
S/O BHELURAM DAS
R/O SILIKHABARI PIN-785630
DIST. JORHAT ASSAM

4: DHIREN BORAH
S/O LT. BETHARAM BORAH
R/O VILL. DA-GAYAN GAON
P.O. DHEKORGORA PIN-785015
DIST. JORHAT ASSAM

5: SUKHIRAM GOGOI
S/O LT. MONIRAM GOGOI
R/O NO. 2 MOTHADANG GAON
P.O. DEMOWMUKH PIN-785640
DIST. SIVASAGAR ASSAM

6: PULIN SAIKIA
S/O LT. BUBAI SAIKIA
R/O NATUN BALIGAON P.O. KOKILAMUKH
PIN-785108 DIST. JORHAT ASSAM

7: RANA KUMAR BOIRAGI
S/O LILAKANTA BOIRAGI

R/O MOGRAHAT CHETIA GAON
P.O. MOGRAHAT PIN-785666
DIST. SIVASAGAR ASSAM

8: HEM SARMAH
S/O LT. BHADRALAL SARMAH
R/O RAJABARI E AND D COLONY
P.O. RAJABARI PIN-785014
DIST. JORHAT ASSAM

9: BOPARAM BORAH
S/O LT. MOHAN BORAH
R/O JORHAT ELD COLONY RAJABARI
JORHAT PIN-785014 DIST. JORHAT ASSAM

10: DURGESWAR HAZARIKA
S/O LT. BOGIRAM HAZARIKA
R/O MELENG BORKHOLIA P.O. BORKHOLIA
PIN-785101 DIST. JORHAT ASSAM

11: DILIP KR. BORAH
S/O LT. BOGIRAM HAZARIKA
R/O NAPAMUA GAON P.O. KALIANI
PIN-785015 DIST. JORHAT ASSAM

12: SUSHIL TAMULI
S/O LT. KANTHIRAM TAMULI
R/O NO. 1 LAKHIMIKHAT GAON
P.O. KALIANI PIN-785018 DIST. JORHAT ASSA

VERSUS

1.THE STATE OF ASSAM AND 4 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
WATER RESOURCES DEPTT. DISPUR, GUWAHATI-781006.

2:THE SECRETARY
TO THE GOVT. OF ASSAM WATER RESOURCES DEPTT. DISPUR
GUWAHATI-781006

3:THE CHIEF ENGINEER
WATER RESOURCES DEPTT. GOVT. OF ASSAM
CHANDMARI GUWAHATI-781003

4:THE EXECUTIVE ENGINEER
JORHAT MECHANICAL WATER RESOURCES DIVISION
JORHAT-14 ASSAM

5:THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF ASSAM
FINANCE DEPTT. DISPUR
GHY-6 ASSAM

Linked Case : WA/151/2021

JATISH CHANDRA BORA AND 2 ORS.
S/O LATE BHUGDHAN BORA
R/O HATIPARA DIST. NAGAON PIN-782003

2: AFTABUL HAQUE
S/O LATE ABU KAYES
R/O PURANIGUDAM DIST. NAGAON PIN-782141

3: ATATUR RAHMAN
S/O JIYAU HAQUE
R/O FAUZDARI PATTY DIST. NAGAON PIN-782003

VERSUS

1.THE STATE OF ASSAM AND 3 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

2:THE SECRETARY TO THE GOVT. OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

3:THE CHIEF ENGINEER
WATER RESOURCES DEPARTMENT
GOVT. OF ASSAM
CHANDMARI GUWAHATI-781003

4:THE EXECUTIVE ENGINEER
GUWAHATI WEST WATER RESOURCE DIVISION
BHARALUMUKH GUWAHATI-781009

Linked Case : WA/148/2021

1.MADHAB DEKA AND 3 ORS
S/O LATE KHITISH CHANDRA DEKA
R/O DURGA SAROBAR GUWAHATI
KAMRUP ASSAM PIN-781009

2: MD. SALAMUDDIN AHMED
S/O LATE ALI AKBAR ALI
R/O HAJO MUSLIM PATTY
P.O. AND P.S.-HAJO KAMRUP
ASSAM PIN-781102

3: SMTI. ANJUMONI SARMAH
W/O SRI PRADIP CHAKRAVORTY
R/O BASISTHA RIVER RESEARCH COLONY
GUWAHATI KAMRUP ASSAM PIN-781029

4: HITENDRA NATH SHARMA
S/O LATE BISWANATH SARMA
R/O PUTHIMARI HARIPUR KAMRUP
ASSAM PIN-781382

VERSUS

1. THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

3:THE CHIEF ENGINEER
WATER RESOURCES DEPARTMENT
GOVT. OF ASSAM
CHANDMARI GUWAHATI-781003

4:THE EXECUTIVE ENGINEER
GUWAHATI WEST WATER RESOURCE DIVISION
BHARALUMUKH GUWAHATI-781009

5:THE COMMITTEE
CONSTITUTED FOR EARMARKING PERCENTAGE OF VACANCIES IN
GRADE -III TO BE FILLED UP ON PROMOTION FROM GRADE-IV
REPRESENTED BY ITS CHAIRMAN OFFICE OF THE COMMISSIONER AND
SECRETARY TO THE GOVERNMENT OF ASSAM WATER RESOURCES
DEPARTMENT DISPUR GUWAHATI-781006

6:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM FINANCE DEPARTMENT
DISPUR GUWAHATI-781006

7:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
PERSONNEL DEPARTMENT
DISPUR GUWAHATI-781006

Linked Case : WA/150/2021

1.KANDARPA CHOUDHURY AND 3 ORS.
S/O LATE SARAT CHOUDHURY
R/O VILL-BARBANG BAMUNPARA
BARPETA PIN-781325

2: PABITRA KUMAR PATHAK
S/O LATE SARAT CHANDRA PATHAK
R/O PATHAK HATI NEAR BARPETA XATRA
BARPETA PIN-781301

3: MD. AHAL KHAN
S/O LATE KALU KHAN
R/O JOTI GAON
BARPETA
PIN-781301

4: MAJIBAR RAHMAN
S/O LATE RAFIQUE ALI
R/O VILL-TENGAGAON SARBHUK
BARPETA PIN-781317

VERSUS

1. THE STATE OF ASSAM AND 4 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

2:COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR GUWAHATI-781006

3:THE SECRETARY TO THE GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

4:THE CHIEF ENGINEER
WATER RESOURCES DEPARTMENT
GOVERNMENT OF ASSAM
CHANDMARI GUWAHATI-781003

5:THE EXECUTIVE ENGINEER
BARPETA WATER RESOURCES DIVISIONBARPETA

Linked Case : WA/149/2021

KHANINDRA DEKA
S/O LATE HARI CHANDRA DEKA
R/O SANTIPUR MANGALDOI
DIST-DARRANG ASSAM PIN-784125

VERSUS

1.THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR GUWAHATI-781006

3:THE CHIEF ENGINEER
WATER RESOURCES DEPARTMENT
GOVERNMENT OF ASSAM
CHANDMARI GUWAHATI-781003

4:THE EXECUTIVE ENGINEER
GUWAHATI MANGALDAI WATER RESOURCE DIVISION, MANGALDAI

For the Appellant(s) :

For the Respondent(s) : Ms. P. Barua, Advocate on behalf of Ms. S. Chutia,
Standing Counsel, Water Resource Department.

– BEFORE –

HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

23.10.2024

(Vijay Bishnoi, CJ)

At the request of Ms. P. Barua, learned counsel appearing on behalf of Ms.

S. Chutia, learned Standing Counsel, Water Resource Department, the matters stand adjourned.

List these matters after 2(two) weeks.

JUDGE

CHIEF JUSTICE

Comparing Assistant