

GAHC010123592025



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

Case No. : I.A.(Civil)/1957/2025

KAMOLESH DAS AND 3 ORS
S/O PRNOBESH SHIL,R/O GAURIPUR, WARD NO. 2, P.O. AND P.S.
GAURIPUR, DIST. DHUBRI, ASSAM, PIN 783331

2: SHAHAJAHAN RAHMAN

S/O AFIZUR RAHMAN
VILL. CHAGALCHARA PT-III
P.S. DHUBRI
DIST. DHUBRI
ASSAM
PIN 783331

3: MOBASHIR ALOM

S/O TAZUDDIN AHMED
R/O BIDYAPARA PT-2
COLLEGE ROAD
P.S. DHUBRI
DIST. DHUBRI
ASSAM
PIN 783301

4: AMINUR RAHMAN PRADHANI

S/O ACHIM UDDIN PRADHANI
VILL. DEBOTTAR HASDOHA PT-6
PIN 78333

VERSUS

THE UNION OF INDIA AND 9 ORS
TO BE REPRESENTED BY THE SECY. GOVT. OF INDIA, MINISTRY OF
HEALTH AND FAMILY WELFARE, NIRMAN BHAWAN, NEW DELHI 110011

2:THE DIRECTOR GENERAL (PH)
DIRECTORATE OF HEALTH SERVICES GOVT. OF INDIA
NIRMAN BHAWAN
NEW DELHI 110011

3:DEPUTY DIRECTOR (ADMINISTRATION)
DIRECTORATE GENERAL OF HEALTH SERVICES GOVT. OF INDIA
NIRMAN BHAWAN NEW DELHI 110011

4:THE STATE OF ASSAM

REPRESENTED BY COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM
HEALTH AND FAMILY WELFARE DEPTT.
DISPUR
GUWAHATI 781006

5:THE JOINT SECY. TO THE GOVT. OF ASSAM

HEALTH AND FAMILY WELFARE DEPTT.
DISPUR
GUWAHATI 06

6:DIRECTOR OF HEALTH SERVICES

ASSAM
HENGABARI
GUWAHATI 36

7:THE DEPUTY COMMISSIONER

DHUBRI
P.O. AND DIST. DHUBRI
ASSAM
PIN 783301

8:JOINT DIRECTOR OF HEALTH SERVICES CUM MEMBER SECY.

DIST. HEALTH SOCIETY
DHUBRI DIST.
P.O. AND DIST. DHUBRI
ASSAM
PIN 783301

9:THE SUPERINTENDENT

DHUBRI CIVIL HOSPITAL
DHUBRI

DIST. DHUBRI (ASSAM)
PIN 783324

10:HOSPITAL MANAGEMENT SOCIETY

DHUBRI CIVIL HOSPITAL REPRESENTED BY ITS CHAIRMAN CUM
DEPUTY COMMISSIONER
DHUBRI
P.O. AND DIST. DHUBRI
ASSAM
PIN 78330

Advocate for the Petitioner : MR. A Z AHMED, MR. A KHALEK

Advocate for the Respondent : DY.S.G.I., SC, HEALTH AND F W,GA, ASSAM

Linked Case : CRP/0/0

KAMOLESH DAS
GAURIPUR DIST DHUBRI

2: SHAHAJAHAN RAHMAN
VILL CHAGALCHARA PT III DIST DHUBRI

3: MOBASHIR ALOM
BIDYAPARA PT 2 DIST DHUBRI

4: AMINUR RAHMAN PRADHANI
DEBOTTAR HASDOHA PT 6
VERSUS

THE UNION OF INDIA
REPRESENTED BY THE SECRETARY MINISTRY OF HEALTH AND FAMILY
WELFARE NIRMAN BHAWAN NEW DELHI

2:THE DIRECTOR GENERAL (PH) DIRECTORATE OF HEALTH SERVICES
NIRMAN BHAWAN NEW DELHI

3:THE DEPUTY DIRECTOR (ADMINISTRATION) DIRECTORATE GENERAL
OF HEALTH SERVICES
NIRMAN BHAWAN NEW DELHI

4:THE STATE OF ASSAM

REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR GUWAHATI

5:THE JOINT SECRETARY TO THE GOVT OF ASSAM HEALTH AND FAMILY
WELFARE DEPARTMENT
DISPUR GUWAHATI

6:THE DIRECTOR OF HEALTH SERVICES ASSAM
HENGRAHARI GUWAHATI

7:THE DEPUTY COMMISSIONER DHUBRI
DHUBRI

8:THE JOINT DIRECTOR OF HEALTH SERVICES CUM MEMBER SECRETARY
DISTRICT HEALTH SOCIETY
DHUBRI DIST

9:THE SUPERINTENDENT DHUBRI CIVIL HOSPITAL
DHUBRI

10:HOSPITAL MANAGEMENT SOCIETY DHUBRI CIVIL HOSPITAL
REPRESENTED BY ITS CHAIRMAN CUM DEPUTY COMMISSIONER DHUBRI

Advocate for : MR. ASHADUZ ZAMAN AHMED
Advocate for : appearing for THE UNION OF INDIA

BEFORE

HON'BLE THE CHIEF JUSTICE (ACTING) MR. LANUSUNGKUM JAMIR

HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

O R D E R

19.06.2025

(L.S. Jamir, C.J(Acting))

Heard Mr. A. Z. Ahmed, learned counsel for the applicants. Also heard Ms. R. Devi, learned CGC for the opposite party Nos. 1, 2 and 3; Mr. D. P. Borah, learned standing counsel, Health Department for the respondent Nos. 4, 5, 6, 8

and 9 and Ms. R. B. Bora, learned Govt. Advocate for the respondent No.7.

By this application, the applicants are praying for condonation of 56 days delay in filing the connected writ appeal.

The learned counsel for the opposite parties have no objections.

We have also considered the cause shown in the present application and we are satisfied.

Accordingly, the delay is condoned.

Registry is directed to register the writ appeal and list the matter in its usual course.

JUDGE

CHIEF JUSTICE (ACTING)

Comparing Assistant