

GAHC010115142025



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

Case No. : WA/211/2025

1.KAMOLESH DAS AND 3 ORS.
SON OF PRNOBESH SHIL, RESIDENT OF GAURIPUR, WARD NO. 2, P.O
AND P.S- GAURIPUR, DISTRICT- 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

1.THE UNION OF INDIA AND 9 ORS.
TO BE REPRESENTED BY THE SECRETARY 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 HENGRABARI 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

For the Appellant(s) : Mr. H.R.A. Choudhury, Senior Advocate assisted by Mr. A.Z. Ahmed, Advocate.

For the Respondent(s) : Mr. D.P. Borah, Standing Counsel, Health and Family Welfare Department.

: Ms. R.B. Bora, Government Advocate, Assam.

- B E F O R E -

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

12.11.2025

(Ashutosh Kumar, CJ)

In this case, we had requested for the assistance of the learned Advocate General, Assam.

Since he is not available at the moment in the Court, we adjourn this case to 18.11.2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant