

GAHC010115522019



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

Case No. : WP(C)/3410/2019

ARYAN CHETIA PHUKAN AND 28 ORS.

S/O- BIPIN CHETIA PHUKAN, R/O- LAKWA MAJALIA KONWAR GAON, P.O.
LAKWA, P.S. SIMALUGURI, DIST.- SIVASAGR, ASSAM, PIN- 785688, D.O.B.
31/12/1989.

2: SRI DHANJYOTI BARUAH
S/O- SRI LAKHIDHAR BARUAH
R/O- BORGURI
P.O. BORGURI
DIST.- TINSUKIA
ASSAM
PIN- 786126
D.O.B.- 23/01/1982.

3: SRI JYOTI PRASAD CHUTIA
S/O- LATE BARHOITING
P.O. BARHOITING
DIST.- SIVASAGAR
ASSAM
PIN- 785697
D.O.B.- 31/12/1974.

4: SRI UTTAM MAJUMDAR
S/O- LATE NIPEN MAZUMDAR
R/O- MEZENGA
P.O. MZENGA
DIST.- SIVASAGAR
ASSAM
PIN- 785685.

5: SRI RAJIB GOGOI
S/O- MR. BHARAT GOGOI
R/O- CHEREKAPAR LALIM GAON
P.O. SIVSAGAR

ASSAM
PIN- 786640
D.O.B.- 16/01/1982.

6: SRI ARUN RAJBONSHI
S/O- SRI DHARMA KANTA RAJBONSHI
R/O- SIMALUGURI TOWN
P.O. SIMALUGURI
DIST.- SIVSAGAR
ASSAM
PIN- 785686
D.O.B.- 01/07/1987.

7: SRI DHAJEN BARUAH
S/O- SRI LUKNATH BARUAH
R/O- PANITULA
P.O. PANITULA
DIST.- TINSUKIA
ASSAM
PIN- 786183
D.O.B.- 31/12/1981.

8: SRI LAKHYAJYOTI BARUAH
S/O- LATE PRABIN BARUAH
R/O- PANITULA
P.O. PANITULA
DIST.- TINSUKIA
ASSAM
PIN- 786183
D.O.B.- 31/12/1984.

9: MD. SAZID AHMED
S/O- LATE SAMSUDDIN AHMED
R/O- MARIANI AEGCL
P.O. NAGAZANKA
DIST.- JORHAT
ASSAM
PIN- 785634
D.O.B.- 10/07/1984.

10: SRI BHABA BORPATRA GOHAIN
S/O- SRI PITAMBAR BORPATRA GOHAIN
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 11/09/1978.

11: SRI KHIROD BORAH
S/O- LATE PRAFULLA BORAH
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 02/09/1983.

12: SRI TANMOWN TUMTEN
S/O- SRI CHAMKHEN GOHAIN
R/O- TIPAM PHAKE
P.O. JOYPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786614
D.O.B.- 31/12/1987.

13: SRI LAKHYAJIT DAS
S/O- SRI MOHAN DAS
R/O- PARBATPUR
NAMRUP
P.O. PARBATPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786623
D.O.B.- 02/08/1983.

14: SRI GAGAN KURMI
S/O- SRI SIBHA KURMI
R/O- QUARTER NO. 49-A
WEST COLONY NTPS NAMRUP
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 30/01/1979.

15: SRI BABUL MECH
S/O- LATE GOLOK CH. MECH
R/O- BAGHMORA
P.O. JOYPUR
DIST.- DIBRUGARH
ASSAM
PIN- 786614
D.O.B.- 02/09/1983.

16: SRI DHRUBAJYOTI NEOG
S/O- SRI DILIP NEOG
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 07/01/1989.

17: SRI PARTHAJIT DIHINGIA
S/O- SRI CHANDRAKANTA DIHINGIA
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 10/04/1987.

18: SRI BISHNUJYOTI HATIBARUAH
S/O- SRI RAMCHANDRA HATIBARUAH
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 29/07/1983.

19: SRI UTPAL HAZARIKA
S/O- SRI SUSHIL CH. HAZARIKA
R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 31/04/1986.

20: SRI MANURANJAN CHETIA
S/O- LATE PROMUD CH. CHETIA R/O- NAMRUP APGCL NTPS
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 23/09/1985.

21: SRI AI TAN GOHAIN
S/O- SRI CHAIMYA GOHAIN
R/O- NAMRUP APGCL NTPS
P.O. NTPS

DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 19/04/1986.

22: SRI SIDHARTHA BASUMATARI
S/O- PUNINDRA BASUMATARI
R/O- TEOK HABI
P.O. BENGENABARI
DIST.- CHARAIDEO
ASSAM
PIN- 785690
D.O.B.- 01/05/1986.

23: SRI DEVAJIT PHUKAN
S/O- KIRTI PHUKAN
R/O- NITAIPUKHURI
P.O. NITAIPUKHURI
DIST.- SIVASAGAR
ASSAM
PIN- 785671
D.O.B.- 10/03/1987.

24: SRI TAPAN SAIKIA
S/O- SRI PURNA SAIKIA
R/O- SIMALUGURI TOWN
P.O. AND P.S. SIMALUGURI
DIST.- SIVASAGAR
ASSAM
PIN- 785686
D.O.B.- 01/07/1987.

25: SRI DHARANI BURAGOHAIN
S/O- SRI JITEN BURAGOHAIN
R/O- GARAKHIA NAGAR
P.O. NAMATI CHARI ALI
DIST.- SIVASAGAR
ASSAM
PIN- 785684
D.O.B.- 30/11/1988.

26: SRI JINTUMONI GOGOI
S/O- SRI BHABEN GOGOI
R/O- BALIGAON
P.O. SANTAK
DIST.- SIVASAGAR
ASSAM
PIN- 785687

D.O.B.- 20/11/1990.

27: SRI MADAN SHILL
S/O- LATE RANJIT SHILL
R/O- DESANGMUKH ALISEGA
SIVASAGAR
P.O. DESANGMUKH
DIST.- SIVASAGAR
ASSAM
PIN- 785663
D.O.B.- 01/02/1980.

28: SRI BIRAJ HANDIQUE
S/O- SRI MADAN CH. HANDIQUE
R/O- NAMRUP APGCL
P.O. NTPS
DIST.- DIBRUGARH
ASSAM
PIN- 786622
D.O.B.- 15/03/1987.

29: SRI DEEPAK GOGOI
S/O- SRI DIMBEDHAR GOGOI
R/O- JERAI JUGIPATHAR
P.O. PANITULA
DIST.- DIBRUGARH
ASSAM
PIN- 786183
D.O.B.- 31/12/1977

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM, POWER DEPARTMENT, DISPUR, GUWAHATI- 781006.

2:THE ASSAM POWER DISTRIBUTION COMPANY LIMITED

REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

3:THE CHAIRMAN

APDCL
APGCL
AEGCL

BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001.

4:THE ASSAM POWER GENERATION CORPORATION LIMITED

REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

5:THE GENERAL MANAGER
ASSAM POWER GENERATION CORPORATION LIMITED

NTPS
NAMRUP
DIBRUGARH
ASSAM- 786622.

6:THE ASSAM ELECTRICITY GRID CORPORATION LIMITED
REGD. OFFICE- BIJULEE BHAWAN
PALTAN BAZAR
GUWAHATI- 781001
REP. BY THE MANAGING DIRECTOR.

7:THE GENERAL MANAGER
APGCL
LTPS

MAIBELA
DIST.- SONARI
ASSAM

Advocate for the Petitioner : MR. B D KONWAR SR. ADV.

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

28.03.2022

Mr. T.J. Mahanta, learned counsel appears for the respondent No. 6 and submits that he has not been served with a copy of the writ petition.

Ms. T. Brahman, learned counsel submits that she will furnish a copy of the writ petition within 3 (three) days.

Mr. S.P. Sarma, learned counsel appearing for the APDCL submits that he will file affidavit-in-opposition within 2 (two) weeks. The respondent No. 6 shall also file affidavit-in-opposition within 2 (two) weeks.

Mr. J.K. Parajuli, learned counsel for the respondent No. 1 submits that he will not be filing any affidavit.

Accordingly, list the matter after the Bihu vacation.

JUDGE

Comparing Assistant