

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 KALYAN RAI SURANA

ORDER

Date : 06.06.2022

All sides are duly represented.

Mr. A. Baruah, learned standing counsel for the APDCL submits that he has filed an affidavit-in-opposition today and a copy thereof has been served on the learned counsel for the petitioners.

Mr. T.J. Mahanta, learned senior counsel assisted by Mr. A. Baruah, learned counsel for the respondent no.6 submits that he would be relying on the affidavit-in-opposition filed by the APDCL.

List after a week.

JUDGE

Comparing Assistant