

GAHC010117422025



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

**Case No. : WP(C)/3059/2025**

BARAK VALLEY CEMENTS LTD.  
HAVING ITS WORKS AND REGISTERED OFFICE AT DEBENDRA NAGAR,  
JHOOM BASTI, BADARPUR GHAT-788803, DIST. SRIBHUMI, ASSAM,  
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER SRI MUKESH  
AGARWAL, S/O- LATE BANWARILAL AGARWAL, R/O- BADARPUR GHAT-  
788803, DIST. SRIBHUMI, ASSAM

VERSUS

THE UNION OF INDIA AND 4 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,  
MINISTRY OF COMMERCE AND INDUSTRIES (DEPARTMENT OF  
INDUSTRIAL POLICY AND PROMOTION(, DBA II/NER SECTION, UDYOG  
BHAWAN, NEW DELHI-110011.

2:THE STATE OF ASSAM  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM  
DEPARTMENT OF INDUSTRIES AND COMMERCE  
DISPUR  
GUWAHATI-781006  
ASSAM

3:THE COMMISSIONER OF INDUSTRIES AND COMMERCE  
ASSAM  
UDYOG BHAWAN  
BAMUNIMAIDAM  
GUWAHATI-781021  
ASSAM

4:THE GENERAL MANAGER  
DISTRICT INDUSTRIES AND COMMERCECENTRE  
KARIMGANJ

LONGAI ROAD  
SRIBHUMI-788710  
ASSAM

5:NORTH EASTERN DEVELOPMENT FINANCE CORPORATION LTD.  
(NEDFI)

REPRESENTED BY THE ASSISTANT GENERAL MANAGER (B.D.)  
NEDFI HOUSE  
G.S. ROAD  
DISPUR  
GUWAHATI-7841006  
ASSA

**Advocate for the Petitioner** : DR B P TODI, DR ANKIT TODI,MS. T P THANCHUNG

**Advocate for the Respondent** : DY.S.G.I., MR. S K MEDHI (R-1),MR G DAS(R-5),MR. N ISLAM (R-5),SC, INDUSTRIES AND COMMERCE

Linked Case : WP(C)/3108/2025

BARAK VALLEY CEMENTS LTD  
HAVING ITS WORKS AND REGISTERED OFFICE AT DEBENDRA NAGAR  
JHOOM BASTI  
BADARPUR GHAT-788803  
DIST- SRIBHUMI  
ASSAM  
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER  
SRI MUKESH AGARWAL  
R/O BADARPURGHAT-788803  
DIST- SRIBHUMI  
ASSAM

VERSUS

THE UNION OF INDIA AND 4 ORS.  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA  
MINISTRY OF COMMERCE AND INDUSTRIES (DEPARTMENT OF  
INDUSTRIAL POLICY AND PROMOTION)  
DBA II/ER SECTION  
UDYOG BHAWAN  
NEW DELHI-110011

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4:THE GENERAL MANAGER  
DISTRICT INDUSTRIES AND COMMERCE CENTRE  
KARIMGANJ  
LONGAI ROAD  
SRIBHUMI-788710  
ASSAM

5:NORTH EASTERN DEVELOPMENT FINANCE CORPORATION LTD. (NEDFI)  
REPRESENTED BY THE ASSISTANT GENERAL MANAGER (B.D.)  
NEDFI HOUSE  
G.S. ROAD  
DISPUR  
GUWAHATI-781006  
ASSAM

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Advocate for : DR B P TODI  
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND 4 ORS.

Linked Case : WP(C)/3054/2025

BARAK VALLEY CEMENTS LTD  
HAVING ITS WORKS AND REGISTERED OFFICE AT DEBENDRA NAGAR  
JHOOM BASTI  
BADARPUR GHAT-788803

DIST.- SRIBHUMI  
ASSAM.  
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER  
SRI MUKESH AGARWAL  
AGED ABOUT 55 YEARS  
S/O- LATE BANWARILAL AGARWAL

R/O- BADARPUR GHAT-788803  
DIST.- SRIBHUMI  
ASSAM.

VERSUS

THE UNION OF INDIA AND ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA  
MINISTRY OF COMMERCE AND INDUSTRIES  
(DEPARTMENT OF INDUSTRIAL POLICY AND PROMOTION)  
DBA II/NER SECTION  
UDYOG BHAWAN  
NEW DELHI-110011.

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ASSAM.  
UDYOG BHAWAN  
BAMUNIMAIDAN  
GUWAHATI-781021  
ASSAM.

4:THE GENERAL MANAGER  
DISTRICT INDUSTRIES AND COMMERCE CENTRE  
KARIMGANJ.  
LONGAI ROAD  
SRIBHUMI. PIN-788710  
ASSAM.

5:NORTH EASTERN DEVELOPMENT FINANCE CORPORATION LTD.(NEDFI)  
REPRESENTED BY THE ASSISTANT GENERAL MANAGER (B.D) NEDFI  
HOUSE  
G.S. ROAD  
DISPUR  
GUWAHATI-781006  
ASSAM.

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Advocate for : DR ANKIT TODI  
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND ORS

Linked Case : WP(C)/3113/2025

BARAK VALLEY CEMENTS LTD  
HAVING ITS WORKS AND REGISTERED OFFICE AT DEBENDRA NAGAR  
JHOOM BASTI  
BADARPUR GHAT-788803  
DIST- SRIBHUMI  
ASSAM  
REPRESENTED BY ITS CHIEF EXECUTIVE OFFICER  
SRI MUKESH AGARWAL  
S/O LATE BANWARILAL AGARWAL  
R/O BADARPUR GHAT-788803  
DIST- SRIBHUMI  
ASSAM

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G.S. ROAD  
DISPUR  
GUWAHATI-781006  
ASSAM

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Advocate for : DR B P TODI  
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND 4 ORS.

Linked Case : WP(C)/3058/2025

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MINISTRY OF COMMERCE AND INDUSTRIES  
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DISPUR  
GUWAHATI-781006  
ASSAM.  
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Advocate for the petitioner(s): Dr. A Todi

Advocate for the respondent(s): Mr. SK Medhi for respondent No.1

Mr. SR Baruah, Govt. Advocate, Assam

**B E F O R E**

**HON'BLE MR. JUSTICE DEVASHIS BARUAH**

**ORDER**

**24.11.2025**

It seems that the Industries and Commerce Department, Government of Assam has not yet filed the affidavit. On the other hand, the Central Government as well as the NEDFI have filed their respective affidavits.

2. Considering the above, list these matters again on 21.01.2026.
3. In the meantime, a final opportunity is given to the Industries and Commerce Department, Government of Assam to file their affidavit on or before 19.01.2026.

**JUDGE**

**Comparing Assistant**