

GAHC010134782017



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

Case No. : WP(C)/4243/2017

NAREN BORA and 141 ORS.
S/O. LT. BOGAI BORA, R/O. DAKHIN BONGALGAON, P.O. BONGALGAON,
DIST. GOLAGHAT, ASSAM.

VERSUS

THE STATE OF ASSAM and 4 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
CO-OPERATION DEPTT., DISPUR, GUWAHATI-6

2:THE COMM. and SECY. TO THE GOVT. OF ASSAM

FINANCE DEPTT.
DISPUR
GUWAHATI-6.

3:THE REGISTRAR OF CO-OPERATIVE SOCIETY
ASSAM
GOVT. OF ASSAM
GUWAHATI.

4:THE OFFICIAL LIQUIDATOR
ASSAM CO-OPERATIVE SUGAR MILL LTD.
BARUA BAMUN GAON
P.O. DERGAON
DIST. GOLAGHAT
PIN-785614

Advocate for the Petitioner : MR.D MAHANTA

Advocate for the Respondent :

Linked Case : WP(C)/5232/2017

BIREN CHANDRA BARUAH
S/O- LATE GOBIN CHANDRA BARUAH
R/O- BARUAGAON
P.O- BARUA BAMMUN GAON
DIST- GOLAGHAT
ASSAM

VERSUS

THE STATE OF ASSAM and 5 ORS.
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM
DISPUR
GUWAHATI

2:THE PRINCIPAL SECRETARY
TO THE GOVT OF ASSAM
CO-OPERATION DEPARTMENT
DISPUR
GUWAHATI

3:THE PRINCIPAL SECRETARY
TO THE GOVT OF ASSAM
PUBLIC ENTERPRISES DEPARTMENT
DISPUR
GUWAHATI

4:THE COMMISSIONER AND SECRETARY
TO THE GOVT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI

5:THE REGISTRAR
OF CO-OPERATIVE SOCIETIES
ASSAM
GOVT OF ASSAM
GUWAHATI

6:THE MANAGING DIRECTOR
ASSAM CO-OPERATIVE SUGAR MILLS LTD.
BARUABAMUN GAON
C/O- OFFICE OF THE DEPUTY REGISTRAR OF CO-OPERATIVE SOCIETIES
GOLAGHAT
DIST- GOLAGHAT
ASSAM

Advocate for : MS.H DAS
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM and 5 ORS.

BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA

O R D E R

12.12.2022

As required by our earlier order of 02.12.2022, no explanation is forthcoming from the Co-operation department as to why on one hand the liquidator had paid the regular employees up to March, 2010 although the Assam Co Operative Sugar Mill did not function for the said period, but had refused similar payment to the casual workers like the petitioners by taking a stand that the Mill did not function for the given period.

In the circumstance an adjournment is sought for to enable the department to examine as to what consequential benefits can be given to the petitioners.

List the matter again on 18.01.2023.

JUDGE

Comparing Assistant