

GAHC010149392017



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

Case No. : WP(C)/7194/2017

BHARAT CH. BARUAH
S/O. LT. GUNA RAM BARUAH, R/O. VILL. MADALI GAON, P.O.
DALLANGHAT, DIST. UDALGURI B.T.A.D, ASSAM.

VERSUS

THE STATE OF ASSAM and 5 ORS
REP. BY THE COMM. and SECY. TO THE GOVT. OF ASSAM, HEALTH and
FAMILY WELFARE DEPTT., DISPUR, GUWAHATI, ASSAM, PIN-781006.

2:THE BODOLAND TERRITORIAL COUNCIL

REP. BY THE PRINCIPAL SECRETARY
B.T.C.
KOKRAJHAR
ASSAM
PIN-783370.

3:THE JOINT SECRETARY
HEALTH and FAMILY WELFARE DEPTT.
BTC

KOKRAJHAR
ASSAM
PIN-783370.

4:THE DIRECTOR OF HEALTH SERVICES
BTC

KOKRAJHAR
ASSAM
PIN-783370.

5:THE JT. DIRECTOR OF HEALTH SERVICES
UDALGURI

DIST. UDALGURI B.T.A.D.
ASSAM
PIN-

6:THE CHIEF MEDICAL OFFICER
UDALGURI

DIST. UDALGURI B.T.A.D.
ASSAM
PIN

Advocate for the Petitioner : MS.A BARUAH

Advocate for the Respondent : SC, HEALTH

Linked Case : WP(C)/703/2018

JUNAS DAIMARI AND ANR
S/O LATE TIMOTHY DAIMARI
R/O VILLAGE KADAMGURI
P.O KABIALI
DIST. UDALGURI
BTAD
ASSAM

2: MWNSWMA BORO
S/O- LATE GABKHIRAO BARO
R/O- VILL- KHASIACHUBA
P.O- KHAGRABALI
DIST- UDALGURI
BTAD
ASSAM
VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR
GUWAHATI

ASSAM
PIN- 781006

2:THE BODOLAND TERRITORIAL COUNCIL
REP. BY THE PRINCIPAL SECRETARY
BTC
KOKRAJHAR
ASSAM
PIN- 783370

3:THE JOINT SECRETARY
HEALTH AND FAMILY WELFARE DEPTT.
BTC
KOKRAJHAR
ASSAM
PIN- 783370

4:THE DIRECTOR OF HEALTH SERVICES
BTC
KOKRAJHAR
ASSAM
PIN- 783370

5:THE JOINT DIRECTOR
OF HEALTH SERVICES
UDALGURI
DIST- UDALGURI
BTAD
ASSAM
PIN- 784509

Advocate for : MRS. A BUJARBARUAH
Advocate for : SC
HEALTH appearing for THE STATE OF ASSAM AND 3 ORS

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

30.11.2021

Ms. S. Sarma, learned Standing Counsel, Health Department submits that since Health is a transferred subject and the matter pertains to the BTC, the Standing Counsel, BTC would defend the case.

Ms. R.B. Borah, learned Standing Counsel, BTC at the outset has placed reliance upon a Gazette Notification dated 08.01.2007 regarding publication of a Service Order namely "The

Assam Vector Borne Disease Control Programme Workers Service Orders, 2006".

Ms. A. Bujorbaruah, learned counsel for the petitioners submits that she may be provided with a copy of the said notification.

Ms. Borah, learned Standing Counsel, BTC has provided such a copy in the Court itself.

List these cases for consideration on 15.12.2021.

JUDGE

Comparing Assistant