

GAHC010149392017



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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, MRS A BUJARBARUAH

Advocate for the Respondent : SC, HEALTH, SC, BTC

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
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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 KAUSHIK GOSWAMI

ORDER

Date : 03.11.2025

Heard Ms. A. Bujarbaruah, learned counsel appearing for the writ petitioners. Also heard Ms. B. Bora, learned Standing Counsel, BTC.

Ms. B. Bora, learned Standing Counsel, BTC, submits that since the earlier Standing Counsels have been replaced by a new set of Standing Counsels, including herself, pursuant to the constitution of

the new council post election, the hearing be deferred to another date so as to facilitate them to do the hearing effectively after examining the pleadings.

Ms. A. Bujarbaruah, learned counsel appearing for the writ petitioners, in her usual fairness does not object to the said adjournment; however, she draws the attention of this court to the fact that this matter has been pending since 2017 and the petitioner is going to be retired by December 2025.

Having considered the aforesaid, re-post this matter on 18.11.2025.

Needless to clarify that the matter has been re-posted as prayed for by the learned Standing Counsel, BTC, with the understanding that they shall be ready to conduct the hearing on the next date of listing.

JUDGE

Comparing Assistant