

GAHC010182962025



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

**Case No. : WP(C)/4670/2025**

SWARNALATA BARMAN  
D/O SRI MAHODOR BARMAN, VILL. AND P.O. SARTHEBARI, DIST.  
BARPETA, ASSAM, PIN 781307

VERSUS

THE STATE OF ASSAM AND 8 ORS  
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF  
ASSAM, URBAN DEVELOPMENT DEPTT., DISPUR, GUWAHATI 781006

2:THE DIRECTOR

URBAN DEVELOPMENT DEPTT.  
GOVT. OF ASSAM  
DISPUR  
GUWAHATI 781006

3:THE DIST. COMMISSIONER

BARPETA  
P.O. AND DIST. BARPETA  
ASSAM  
PIN 781301

4:THE EXECUTIVE OFFICER

SARTHEBARI MUNICIPAL BOARD  
P.O. SARTHEBARI  
DIST. BARPETA  
ASSAM  
PIN 781307

5:SMT. PREMODA TAMULI

W/O SRI ARUUP TAMULI  
R/O SARTHEBARI  
WARD NO. 04  
P.O. SARTHEBARI  
PIN 781307  
DIST. BARPETA  
ASSAM.

6:SMT. BARNALI BHUYAN

D/O SRI UMESH HBHUYAN  
R/O SARTHEBARI  
WARD NO. 09  
P.O. SARTHEBARI  
PIN 781307  
DIST. BARPETA  
ASSAM.

7:SMT. SANGITA DAS

W/O SRI NIKHILESH TALUKDAR  
R/O SARTHEBARI  
WARD NO. 08  
P.O. SARTHEBARI  
PIN 781307  
DIST. BARPETA  
ASSAM.

8:DEEPJYOTI DEKA

S/O LATE PRAMOD DEKA  
R/O SARTHEBARI  
WARD NO. 01  
P.O. SARTHEBARI  
PIN 781307  
DIST. BARPETA  
ASSAM.

9:BANAJIT DEKA

S/O LATE TARUN CH. DEKA  
R/O SARTHEBARI  
WARD NO. 10  
P.O. SARTHEBARI  
PIN 781307  
DIST. BARPETA

ASSAM

**Advocate for the Petitioner** : MR. N K KALITA, MR D DEKA

**Advocate for the Respondent** : GA, ASSAM, MR S K CHHETRY (R5-R9),MR. N UDDIN (R5-R9),FOR CAVEATOR,MR. D A KAIYUM (R5-R9)

Linked Case : WP(C)/3940/2025

SMT SWARNALATA BARMAN  
D/O SRI MAHODOR BARMAN  
VILL AND P.O. SARTHEBARI  
DIST. BARPETA  
ASSAM  
PIN- 781307

VERSUS

THE STATE OF ASSAM AND 8 ORS.  
REP BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM  
URBAN DEVELOPMENT DEPARTMENT  
DISPUR  
GUWAHATI-781006

2:THE DIRECTOR

URBAN DEVELOPMENT DEPARTMENT  
GOVERNMENT OF ASSAM  
DISPUR  
GUWAHATI-781006.

3:THE DISTRICT COMMISSIONER

BARPETA P.O. AND DIST. BARPETA  
ASSAM  
PIN-781301.

4:THE EXECUTIVE OFFICER

SARTHEBARI MUNICIPAL BOARD  
  
P.O. SARTHEBARI

DIST. BARPETA  
ASSAM  
PIN-781307.

5:SMTI. PREMODA TAMULI  
W/O SRI ARUP TAMULI  
R/O SARTHEBARI  
WARD NO. 04  
P.O. SARTHEBARI  
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ASSAM

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DIST. BARPETA  
ASSAM.

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W/O SRI NIKHILESH TALUKDAR

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PIN-781307  
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ASSAM

8:DEEPJYOTI DEKA  
S/O LATE PRAMOD DEKA  
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ASSAM

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S/O LATE TARUN CHANDRA DEKA  
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DIST. BARPETA

ASSAM

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Advocate for : MR. N K KALITA

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 8 ORS.

**BEFORE  
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

**ORDER**

**Date : 22-10-2025**

Mr. N. Uddin, learned counsel appearing for the respondent nos. 5, 6, 7, 8 and 9 in WP(C)/3940/2025 has prayed for 2 (two) weeks time to file affidavit-in-opposition on behalf of the State respondents.

Although notice was issued in this case on 18.07.2025, and the matter relates to removal of the Chairman of a Municipal Board through non-confidence motion process, none of the respondents have filed their affidavit-in-oppositions.

It is also observed that in WP(C)/3940/2025, this Court had observed that any action taken in the meeting scheduled to be held on 21.07.2025 shall be subject to further order(s) that shall be passed in this proceeding.

Although appearance on behalf of the respondents have been put in, no affidavit-in-opposition has been filed in this matter till date. The respondents are given an opportunity of 2 (two) weeks to file their response and the petitioner may thereafter file their reply within a week.

List this matter after 4 (four) weeks, i.e., on 28.11.2025, for

further consideration.

**JUDGE**

**Comparing Assistant**