

GAHC010156922024



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

Case No. : WA/24/2026

- 1.ETTEHAD ALAM AND 17 ORS
S/O AMIRUL HUSSAIN, R/O 174, AGIA ROAD, OLD CIVIL HOSPITAL,
NARAPARA, BHATIAPARA, GOALPARA, GOALPARA, BALIJAN, ASSAM,
PIN-783101, DIST- GOALPARA.
- 2: SADHANA DAS
D/O- LT. RAMESH DAS R/O- CIVIL HOSPITAL BHALUKDUBI GOALPARA
BHALUKDUBI ASSAM PIN-783101 DIST-GOALPARA
- 3: SANTOSH SARKAR
S/O- SUNIL CH SARKAR R/O- 54 JHARPARA PT II BONGAIGAON ASSAM
PIN- 783384. DIST-BONGAIGAON
- 4: ABDUL HAI
C/O-ABDUL KHALEK R/O- KATILATARI AMBARI GOALPARA ASSAM
PIN-783129 DIST-GOALPARA
- 5: BINBAHADUR PRADHAN
C/O-LALBAHADUR PRADHAN R/O- BAPUJINAGAR BHALUKDUBI
GOALPARA GOALPARA ASSAM PIN-783101 DIST-GOALPARA
- 6: ASIM CHOUDHURY
C/O- GOBINDA CHOUDHARY R/O-VILL- JAIL ROAD NEAR BARPETA
BARPETA BARPETA ASSAM PIN-781301 DIST- BARPETA
- 7: NILIM PATOWARY
S/O- AKAN PATOWARY R/O- NEAR BARPETA JAIL TOWN WARD NO-20
BARPETA BARPETA ASSAM PIN-781301 DIST- BARPETA
- 8: ALTAF UDDIN AHMED
C/O-DERAJUDDIN AHMED R/O- NEAR BAKURPARA BHATIPARA
GOALPARA ASSAM PIN-783101 DIST-GOALPARA

- 9: NAKUL DAS
C/O-KHOKARAM DAS R/O- NIJSATRA PUR GOALPARA ASSAM
PIN-783101 DIST-GOALPARA
- 10: SIDDHARTHA SANKAR DAS
C/O-KRISHNA RANJAN DAS R/O- 2 NO. COLONY BHATIPARA
GOALPARA ASSAM PIN-783101 DIST-GOALPARA
- 11: AMIT RAY
C/O-PULUKA NANDA RAY R/O-VILL. BAPUJINAGAR BALADMARI CHAR
PT-I GOALPARA ASSAM PIN-783121 DIST-GOALPARA
- 12: UJJAL KANTI SARKAR
C/O-CHITRA RANJAN SARKAR R/O- GOALPARA TOWN WARD NO.1
PS-GOALPARA BHATIPARA GOALPARA ASSAM PIN-783101
DIST-GOALPARA
- 13: PINTU GHOSH
C/O- PRATAP GHOSH R/O- PACHAGARH DIST. KOKRAJHAR ASSAM
PIN-783345.DIST-KOKRAJHAR
- 14: TOFINUR AHMED
C/O-SHAHDULLAH R/O- GOALPARA WARD NO.11 BHATIPARA
GOALPARAASSAM PIN-783101 DIST-GOALPARA
- 15: RIJU AHMED
C/O-ASADULLAH R/O-H.NO. 341 K P ROAD NEAR M K N HIGH SCHOOL
BHATIPARA GOALPARA ASSAM PIN-783101. DIST-GOALPARA
- 16: AZIZUL HOQUE
C/O-MERAJ ALI R/O- GOALPARA WARD NO.10 BHATIPARA GOALPARA
ASSAM PIN-783101. DIST-GOALPARA
- 17: ABU AKKAS
S/O-SERAJ UDDIN SHEIKH R/O- VILL. GOSSAIDUBI HINDUPARA
PO GOURNAGAR GOALPARA ASSAM PIN-783132. DIST-GOALPARA
- 18: GAUTAM GHOSH
S/O- LT. KAMINI KUMAR GHOSH R/O- 288 GOALTULI ROAD WARD NO. 6
NEAR HOLY YOUTH CLUB BHATIPARA GOALPARA GOALPARA ASSAM
PIN-783101. DIST-GOALPAR

VERSUS

1.THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
HEALTH AND FAMILY WELFARE(A) DEPARTMENT, DISPUR, GUWAHATI,
ASSAM-781006.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE(A) DEPARTMENT
GUWAHATI ASSAM- 781006

3:THE DIRECTOR OF HEALTH SERVICES
HENGRABARI GUWAHATI ASSAM- 781006

4:THE JOINT DIRECTOR, HEALTH SERVICES GOALPARA
GUWAHATI-781036 KAMRUP ASSAM

5:THE SCREENING COMMITTEE
REPRESENTED BY THE CHAIRMAN (ADDITIONAL DIRECTOR OF HEALTH
SERVICES) HANGARBARI GUWAHATI ASSAM-78103

For the Appellant(s) : Mr. D. Gogoi, Advocate.

For the Respondent(s) : Mr. A. Chaliha, Standing Counsel, Health & Family Welfare
Department.

- B E F O R E -

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

23.02.2026

(Ashutosh Kumar, CJ)

We have heard Mr. D. Gogoi, learned Advocate for the appellants.

Issue notice.

Notice issued to the respondents is accepted by Mr. A. Chailha, learned Standing Counsel, Health & Family Welfare Department, who submits that he shall be filing the counter affidavit by **16.03.2026**.

Let the same be filed positively within the afore-mentioned period.

Re-notify on **20.03.2026**.

JUDGE

CHIEF JUSTICE

Comparing Assistant