

GAHC010012182024



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

Case No. : I.A.(Civil)/196/2024

ON THE DEATH OF GAJENDRA PATHAK HIS LEGAL HEIR PRIYAM PATHAK
W/O LATE GAJENDRA PATHAK ,
R/O HOUSE NO. 9, BYE LANE 1, ANANDA NAGAR,
P.O.- DISPUR,
P.S.- BHANGAGARH,
GUWAHATI- 781,
DIST.- KAMRUP (M), ASSAM.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVT. OF ASSAM,
REVENUE AND DISASTER MANAGEMENT DEPTT., DISPUR, GUWAHATI- 6.

2:THE DISCIPLINARY AUTHORITY
REP. BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.
DISPUR
GUWAHATI.

3:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.
DISPUR
GUWAHATI- 6.

4:THE JOINT SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPTT.
DISPUR
GUWAHATI- 6

Advocate for the Petitioner : MR. U J SAIKIA

Advocate for the Respondent : SC, REVENUE

Linked Case : WP(C)/5343/2022

GAJENDRA PATHAK
S/O LATE NARAYAN CH. PATHAK

R/O HOUSE NO. 9
BYE LANE 1
ANANDA NAGAR

P.O.- DISPUR

P.S.- BHANGAGARH

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GUWAHATI- 6.

Advocate for : MR. U J SAIKIA

Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

Date : 28.02.2024

Heard U.J.Saikia, learned counsel for the applicant/petitioner. Also heard Mr. J.Handique, learned standing counsel, Revenue Department.

In view of the order dated 13.09.2023 by which the delay of 56 days in filing the substitution petition stood condoned, the abetment which is set in by operation of law in WP(C)/5343/2022 will not be operative in view of the order passed in I.A.(Civil)/2242/2023 dated 13.09.2023 condoning the delay of 56 days in filing the substitution petition.

Accordingly, this Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant