

GAHC010160622022



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

**Case No. : 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,  
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 : GA, ASSAM**

**BEFORE  
HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

**ORDER**

**Date : 07.06.2024**

Heard Mr. U.J. Saikia, learned counsel for the petitioners.

Mr. J. Handique, learned Standing counsel, Revenue Department seeks some more time to obtain the record of the departmental proceeding initiated against Gajendra Pathak, Son of Late Nayan Ch. Pathak.

It is noticed that by an order dated 28.02.2024 passed in I.A.(Civil) 2241/2023, the amendment of Cause Title was permitted on substitution of the original petitioner on his death.

Despite directions issued therein, the learned counsel for the petitioner has not filed the amended Cause Title before the Registry within the time allowed.

We take notice of the fact that the original petitioner was removed from service by an order dated 24.09.2014 and thereafter, pursuant to the order of this Court, the petitioner was reinstated in service by notification dated 02.03.2019.

Therefore, the Principal Secretary to the Government of Assam, Revenue and Disaster Management Department shall cause production of the relevant record of the departmental proceeding before this Court positively on the next date fixed.

Learned Standing counsel for the Revenue and Disaster Management Department shall send the downloaded copy of this order to the concerned authority so as to ensure the production of the record of the departmental proceeding.

List on 22.07.2024.

**JUDGE**

**Comparing Assistant**