

GAHC010175392015



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

Case No. : WP(C)/1307/2015

MASTER PRAGYAN BAISHYA
R/O BY HIS FATHER SRI KHARGESWAR BAISHYA, PRESENTLY R/O QRT.
NO.2, O/O THE ADDLL. CHIEF ENGINEER, PHE COLONY, DIPHU, P.O., P.S.
DIPHU, DIST- KARBI ANGLONG, PIN-782460, ASSAM, PERMANENT R/O S/O
KHARGESWAR BAISHYA, R/O BANGAON, P.O. BANAGRAM, P.S. BELSOR,
DIST- NALBARI, ASSAM, PIN-781303

VERSUS

THE STATE OF ASSAM AND 7 ORS
REP. BY THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM,
DEPTT. OF PHE, DISPUR, GHY-6, ASSAM

2:THE CHIEF ENGINEER
DEPTT. OF PHE
HENDERABARI
GHY-36

3:THE ADDL. CHIEF ENGINEER
DEPTT. OF PHE
KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU
PIN-782460
ASSAM

4:THE EXECUTIVE ENGINEER
PHE
DIPHU RURAL W/S DIVISION
DIPHU
PIN-782460
ASSAM

5:THE PRINCIPAL SECY.
KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU-782460
ASSAM

6:THE ASSAM POWER DISTRIBUTION CO. LTD.
REP. BY ITS CHAIRMAN CUM MANAGING DIRECTOR
HAVING ITS REGISTERED OFFICE AT BIJULEE BHABAN
PALTAN BAZAR
GHY-1
ASSAM

7:THE ASSTT. EXECUTIVE ENGINEER
DIPHU ELECTRICAL SUB DIVISION NO.1
DIPHU
KARBI ANGLONG
PIN-782460

8:MS. ANIMA TEROPI
THE CONTRACTOR WHO WAS CONSTRUCTING THE BUILD
R/O CHANDRA NAGAR
P.O.
P.S. DIPHU
W/NO.7
KARBI ANGLONG
ASSAM
PIN-782460

9:THE CHIEF ELECTRICAL INSPECTOR
GOVT. OF ASSAM
1ST FLOOR
HOUSEFED COMPLEX
BELTOLA-BASISTHA ROAD
WEST END BLOCK
HOUSEFED
DISPUR
GUWAHATI
ASSAM-781006.

10:ASSAM STATE LEGAL SERVICES AUTHORITY
GUWAHATI-

Advocate for the Petitioner : MR.T MADHUKALLYA

Advocate for the Respondent : SC, APDCL

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 12-06-2024

Mr. D. Gogoi, learned standing counsel, PHE Department, Mr. B. Choudhury, learned standing counsel, APDCL and Ms. S. Kemprai, learned standing counsel, KAAC appearing for the official respondents are present and have submitted that based on the report of the Expert Committee a new variety of prosthetic limb has been identified for being fitted in the amputated limbs of the petitioner and the same has been offered to the father of the petitioner. The response in respect thereof is still awaited. It is submitted that as soon as the feedback/ consent is received from the father of the petitioner, necessary steps will be taken by the department to have the aforesaid prosthetic limb fitted on the writ petitioner at the cost and expenses of the State.

Responding to the above submission Ms. C. Das, learned counsel for the writ petitioner submits that the father of the petitioner, after examining the new prosthetic limb, is agreeable to accept the same, for being fitted on his son and therefore, he would have no objection if the said process is expedited.

The respondents' counsel have prayed for some time to do the needful.

In view of the above and on the request of learned counsel for both the sides, this matter is directed to be listed again on 25-07-2024 so as to enable the respondents, to do the needful for installing/ fitting the new prosthetic limb on the petitioner.

Upon completion of the process, a report be placed before this Court so as to pass further order in the matter.

List again on 25-07-2024.

JUDGE

GS

Comparing Assistant