

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, MR.P MAHANTA,MR. A
CHAMUAH,MR.P P BORTHAKUR,MR.U SAIKIA,MS.R BORAH

Advocate for the Respondent : SC, APDCL, MR.J I BORBHUIYA,MR.S GOGOI(R-8),SC, K A A
C,SC, P H E,MR.B D DAS,MS. D D BARMAN (ADDL. SR. GA, R-9)

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

06.11.2024

When this matter is called up today, Mr. D. Gogoi, learned Standing Counsel, PHE Department, Assam submits that although the prosthetic limb to be fitted to the petitioner is identified, yet, due to the prohibitive cost factor involved in the matter, some efforts are on to explore an alternative solution and also to find out a modality for cost sharing. In order to bring the said process to its logical conclusion, four weeks further time is prayed for by the learned counsel for the PHE department.

Mr. D. Nath, learned Senior Government Advocate, Assam is present on behalf of the State and supports the said argument.

This writ petition is, therefore, being adjourned for six weeks with the understanding that the State Government will intervene in the matter and explore the possibilities of finding out a solution so that the prosthetic limb can be fitted to the petitioner (victim) without any further delay. It is, however, made clear that no further time will be granted to the respondents on the same ground.

List the matter again after six weeks.

JUDGE

Comparing Assistant