

GAHC010182962025



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

Case No. : WP(C)/4670/2025

SWARNALATA BARMAN
D/O SRI MAHODOR BARMAN, VILL. AND P.O. SARTHEBARI, DIST.
BARPETA, ASSAM, PIN 781307

VERSUS

THE STATE OF ASSAM AND 8 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM, URBAN DEVELOPMENT DEPTT., DISPUR, GUWAHATI 781006

2:THE DIRECTOR
URBAN DEVELOPMENT DEPTT.
GOVT. OF ASSAM
DISPUR
GUWAHATI 781006

3:THE DIST. COMMISSIONER
BARPETA
P.O. AND DIST. BARPETA
ASSAM
PIN 781301

4:THE EXECUTIVE OFFICER
SARTHEBARI MUNICIPAL BOARD
P.O. SARTHEBARI
DIST. BARPETA
ASSAM
PIN 781307

5:SMT. PREMODA TAMULI

W/O SRI ARUUP TAMULI
R/O SARTHEBARI

WARD NO. 04
P.O. SARTHEBARI
PIN 781307
DIST. BARPETA
ASSAM.

6:SMT. BARNALI BHUYAN
D/O SRI UMESH HBHUYAN
R/O SARTHEBARI
WARD NO. 09
P.O. SARTHEBARI
PIN 781307
DIST. BARPETA
ASSAM.

7:SMT. SANGITA DAS
W/O SRI NIKHILESH TALUKDAR
R/O SARTHEBARI
WARD NO. 08
P.O. SARTHEBARI
PIN 781307
DIST. BARPETA
ASSAM.

8:DEEPJYOTI DEKA
S/O LATE PRAMOD DEKA
R/O SARTHEBARI
WARD NO. 01
P.O. SARTHEBARI
PIN 781307
DIST. BARPETA
ASSAM.

9:BANAJIT DEKA
S/O LATE TARUN CH. DEKA
R/O SARTHEBARI
WARD NO. 10
P.O. SARTHEBARI
PIN 781307
DIST. BARPETA
ASSAM

Advocate for the Petitioner : MR. N K KALITA, MR D DEKA

Advocate for the Respondent : GA, ASSAM, FOR CAVEATOR,MR. D A KAIYUM

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

18.08.2025

Heard Shri NK Kalita, learned counsel for the petitioner.

It is contended that the petitioner was the Chairman of the Sarthebari Municipal Board, Barpeta, who was removed by way of a No-Confidence Motion. The said action is the subject matter of challenge in WP(C)/3940/2025 which is pending before this Court. The present challenge is with regard to the subsequent action of electing the respondent no. 5 as the Chairman.

Issue notice, returnable by 4 weeks.

Shri N Goswami, learned State Counsel, Assam accepts notice on behalf of the respondent nos. 1, 2, 3 and 4 whereas Shri DA Kaiyum, learned counsel, who appears for the Caveator accepts notice on behalf of the respondent no. 5.

Let extra copies of the petition be served upon the learned counsel for the respondents within 2 days.

Steps for service of notice upon the respondent nos. 6 to 9 be taken by registered post with A/D.

Steps within 2 days.

List this case along with WP(C)/3940/2025.

JUDGE

Comparing Assistant