

GAHC010182992025



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

Case No. : WP(C)/4988/2025

MS DAKSIN TITAPANI SAMABAI SAMITI LTD AND ORS
REPRESENTED BY ITS CHAIRMAN NAMELY, ARIFUL ISLAM SIKDER, AGE
24 YEARS, S/O LATE AMIR HUSSAIN SIKDER, VILL- BARBHITA, P.O.-
CHANDAMAMA, DIST- BARPETA, ASSAM, PIN-781321

2: ARIFUL ISLAM SIKDER
S/O LATE AMIR HUSSAIN SIKDER
VILL- BARBHITA
P.O.-CHANDAMAMA
DIST- BARPETA
ASSAM
PIN-781321

3: ABDUS SOBUR AHMED
S/O BISHA SHEIKH
SECRETARY OF M/S DAKSIN TITAPANI SAMABAI SAMITI LTD
R/O VILL- BARBHITA
P.O.-CHANDAMAMA
DIST- BARPETA
ASSAM
PIN-78132

VERSUS

THE STATE OF ASSAM AND ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVT. OF ASSAM, FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS
DEPARTMENT, DISPUR, GUWAHATI-6

2:THE DIRECTOR

FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS
ASSAM
BHANGAGARH

GUWAHATI-5

3:THE DISTRICT MAGISTRATE BARPETA

O/O THE DISTRICT COMMISSIONER
BARPETA
DIST-BARPETA (ASSAM)
PIN-781301

4:THE ADDL. DISTRICT COMMISSIONER

BARPETA
DIST- BARPETA (ASSAM)
PIN-781301

5:THE REGSITRAR OF COOPERATIVE SOCIETIES

ASSAM
KHANAPARA
GUWAHATI-781022

6:THE DEPUTY REGISTRAR
COOPERATIVE SOCIETIES

BARPETA
DIST- BARPETA (ASSAM)
PIN-781301

7:THE ASSISTANT REGISTRAR
COOPERATIVE SOCIETIES

BARPETA
DIST-BARPETA (ASSAM)
PIN-781301

8:THE AREA OFFICER-CUM-SUB-INSPECTOR

FOOD CIVIL SUPPLIES AND CONSUMER AFFAIRS
BARPETA
DIST- BARPETA (ASSAM)
PIN-78130

Advocate for the Petitioner : MR A K AZAD, MR. P K ROYCHOUDHURY,G UDDIN,MR. I
HUSSAIN

Advocate for the Respondent : GA, ASSAM, SC, CO OP

BEFORE
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

04-11-2025

- 1.** Heard Mr. P.K.Roychoudhury, learned counsel for the petitioners and Mr. J. Handique, learned State counsel for the respondent Nos. 1 to 4. Also heard Mr. V. Rajkhowa, learned Standing counsel, Co-operation Department for the respondent Nos. 5 to 7.
- 2.** The grievance of the petitioners is against the order dated 02.08.2025 whereby the license of the Co-operative Society in question has been cancelled.
- 3.** Prior to the impugned order dated 02.08.2025, the license of the Co-operative Society in question was put on suspension on 10.07.2023, which was the subject matter of challenge in WP(C) No. 5772/2024 and there was an interim protection not to take any coercive action.
- 4.** It is the contention of the learned counsel for the petitioners that though such interim order was extended from time to time, however, the impugned order was issued on 02.08.2025.
- 5.** In the aforesaid backdrop, though WP(C) No. 5772/2024 was closed on withdrawal vide order dated 07.08.2025, however, a serious grievance has been raised by the petitioners that the coercive action has been taken during the currency of the order of this Court.
- 6.** Mr. J. Handique, learned State counsel submits that he may be granted three weeks time to file an affidavit, which Mr. Roychoudhury, learned counsel for the petitioners vehemently opposed that it is his contention that the license has been

cancelled illegally.

7. Considering the matter in its entirety, it is provided that the respondent No.3 shall file an affidavit on or before 27.11.2025.

8. List this matter on **04.12.2025** for admission hearing.

9. In the meantime, the petitioners may file their rejoinder affidavit.

JUDGE

Comparing Assistant