

GAHC010184722024



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

Case No. : WP(C)/4985/2024

MD MUSLIM ALI
R/O SUNDARBARI, HOUSE NO. 29, P.O AND P.S. JALUKBARI, DIST.
KAMRUP (M), ASSAM, PIN NO.781013

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, PUBLIC WORK (ROADS) DEPARTMENT, DISPUR, GUWAHATI,
ASSAM

2:THE PRINCIPAL SECRETARY

BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM

3:THE JOINT SECRETARY

BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
ASSAM

4:THE ADDITIONAL CHIEF ENGINEER

PWD
BTC
KOKRAJHAR
ASSAM

5:THE DIRECTOR-CUM-CHD

PWD
BTC
KOKRAJHAR
ASSAM

6:THE SUPERINTENDENTED ENGINEER

PWD((R AND B) CIRCLE
BTC
KOKRAJHAR
ASSAM

7:THE EXECUTIVE ENGINEER

PWD
MUSHALPUR (R AND B) DIVISION
MUSHALPUR

Advocate for the applicant(s): Ms. A Bujarbaruah

Advocate for the respondent(s): Mr. NR Sarma, Standing Counsel, BTC

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH

ORDER

17.12.2025

Ms. A Bujarbaruah, the learned counsel appearing on behalf of the petitioner submits that this is the second round of litigation. Pursuant to the direction(s) passed by this Court, the petitioner was initially put at Sl.No.76 of the consolidated list.

2. The learned counsel appearing on behalf of the petitioner further submits

that in the meantime, an affidavit has been filed by the respondent No.7 whereby the petitioner has now been relegated to Sl.No.633 and there is no reason for doing so. The learned counsel accordingly, submits that this is a case of gross arbitrariness whereby the respondent authorities are bent upon depriving the petitioner.

3. Mr. NR Sarma, the learned Standing Counsel, BTC seeks for a final opportunity.

4. It is seen that on various occasions, this Court had granted time for obtaining instruction(s), but no instruction has been provided.

5. Considering the above, list this matter on 07.01.2026. On the said date, the instructions be provided as to what is the present status of the present petitioner's position and as to how the petitioner has been relegated to Sl.No.633, when the petitioner was put at Sl.No.76 earlier.

6. It is observed that if the instructions are not produced before this Court on the next date fixed, this Court shall consider passing of appropriate direction(s) seeking personal appearance of the concerned authority.

JUDGE

Comparing Assistant