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

Case No. : WP(C)/4962/2025

NUR YEASMIN SHEIKH
D/O. NURUL ISLAM SHEIKH, R/O. VILL.- DARBA, P/O.
RADHAMADHABHAT, P/S. MANKACHAR, DIST. SOUTH SALMARA,
ASSAM, PIN-783131.

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REP. BY THE PRINCIPAL SECRETARY/ADDITIONAL CHIEF SECRETARY TO
THE GOVT. OF ASSAM, PANCHAYAT AND RURAL DEVELOPMENT
DEPARTMENT, DISPUR, GUWAHATI-781006.

2:THE COMMISSIONER TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
PANJABARI
JURIPAR
GUWAHATI-37
ASSAM.

3:THE SECRETARY
ASSAM STATE ELECTION COMMISSION
PANJABARI
GUWAHATI-37

4:THE DISTRICT COMMISSIONER
SOUTH SALMARA MANKACHAR
HATSINGIMARI
ASSAM
PIN-783135.

5:TANZINA KHAN
W/O. NEKIBUL HUSSAIN KHAN

R/O. VILL.- JHALORCHAR
P/S. MANKACHAR
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783131.

6:WAHIDUR RAHMAN
S/O. LT. SOFIOR RAHMAN
R/O. VILL.- FEKAMARI
P/S. SOUTH SALMARA
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783131.

7:THE SOUTH SALMARA MANKACHAR DISTRICT CONGRESS
COMMITTEE
REP. BY ITS PRESIDENT
RAJIV BHAWAN
HATSINGMARI (MAHAMAYA NAGAR)
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-78135

Advocate for the Petitioner : MR. A Z AHMED, MR. R M DEKA,MR. K N CHOUDHURY

Advocate for the Respondent : GA, ASSAM, MS M ZOMUANPUII (R5),MS. B SOREN (R5),MR H AGARWAL (R5),MR J SINGH (R5),MRS J M KONWAR (R5),MR. B D KONWAR SR. ADV. (R5),MR R ISLAM (R6),MS M KURMI (R6),MS. A HUSSAIN (R6),MR. M HUSSAIN (R-7),SC, ASEC,SC, P AND R.D.

Linked Case : WP(C)/4617/2025

SMTI MERZUNA BEGUM
W/O- MIRAJUL HOQUE
R/O- VILL- PATAKATA
P.S. -SOUTH SALMARA
DIST- SOUTH SALAMARA-MANKACHAR
ASSAM-PIN- 783127.

VERSUS

THE STATE OF ASSAM AND 5 ORS

REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-6.

3:THE SECRETARY
ASSAM STATE ELECTION COMMISSION
PANJABARI
GUWAHATI-37.

4:DISTRICT COMMISSIONER
SOUTH SALMARA- MANKACHAR
HATSINGIMARI P.O AND P.S-HATSINGIMARI
DIST- SOUTH SALMARA MANKACHAR
ASSAM-783135.

5:TANZINA KHAN
W/O- NEKIBUL HUSAIN KHAN
R/O- VILL- JHALORCHAR
P.S-MANKACHAR
DIST- SOUTH SALAMARA-MANKACHAR
ASSAM
PIN- 783131.

6:WAHEDUR RAHMAN
S/O- LATE SOFIUR RAHMAN
R/O- VILL- FEKAMARI
P.O-FEKAMARI
P.S. SOUTH SALMARA
DIST. SOUTH SALMARA MANKACHAR
ASSAM

Advocate for : MR. D DAS SR. ADV
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 5 ORS

**BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

ORDER

Date : 25-11-2025

Heard Mr. D. Das, learned Sr. counsel assisted by Mr. A.Z Ahmed, learned counsel for the petitioner in W.P(C) No. 4617/2025, Mr. K.N Choudhury, learned Sr. counsel assisted by Mr. R.M Deka, learned counsel appears for the petitioner in WP(C) No. 4962/2025. Also heard Mr. B.D Konwar, learned Sr. counsel assisted by Mr. J. Singh, learned counsel appearing for the respondent No. 5 in both the writ petitions, Mr. HRA Choudhury, learned Sr. counsel assisted by Mr. M. Hussain, learned counsel for the respondent No.7 in both the writ petitions, Mr. S.S. Roy, learned counsel enters appearance on behalf of the respondent No. 4, Mr. R. Dubey, learned counsel appears for the respondent No. 3, Mr. R. Islam, learned counsel for the respondent No. 6 in both the writ petitions and Mr. A.K. Ghosh, learned counsel appearing on behalf of Mr. S. Dutta, learned Standing counsel for the P&RD department.

By the last order dated 12.11.2025, this Court has observed that copies of the affidavit-in-opposition filed by the parties have not been exchanged in totality by serving all the counsel representing the contesting parties. Accordingly, orders were passed requiring the learned counsel for the respondent No.4 and the learned counsel for the respondent No. 6 & 7 to ensure that a copy of the affidavit filed by them shall be furnished to the counsel for the respondent No.5 by 13.11.2022 (2025).

Today, when the matter is called up, it appears that the affidavit-in-opposition filed by the respondent No.7 in the two writ petitions have not yet been supplied to the learned counsel for the respondent No.5. The affidavit-in-opposition filed by the respondent No.4 have also not been supplied to the

respondent No. 6. The matter relates to Election of Vice-President of South Salamara Mankachar Zilla Parishad.

Notices were issued on 01.09.2025 and by the order dated 12.11.2025, the aforesaid had been observed. This Court had noticed that in several matters, the contesting parties do not take the pain to serve copies of the pleadings being filed to all the counsel for the parties. This has hampered consideration of matters and on several occasions, the matters have been adjourned only for supplying the copy of the affidavit to the contesting parties.

In the present case we find a violation of judicial orders passed for supply of copies to the contesting parties. The learned counsel for the respondent No. 7 and the respondent No. 4 are directed to complete the service of pleadings filed on all the contesting parties within a period of 2 days.

List this matter again on **05.12.2025**.

The respondent No. 7 shall deposit cost of Rs. 2500/- to the District Legal Aid Services and Rs. 2500/- to the Gauhati High Court (Principal Seat) Employees' Association on or before 03.12.2025 for failure to comply with the order dated 12.11.2025.

Registry is also directed to ensure that no copies of pleadings would be accepted to be filed in pending cases unless all counsel appearing for the contesting parties who have put appearance in the particular matter are served with copies or undertakings are given to serve the copies before listing of the particular case.

JUDGE

Comparing Assistant