

GAHC010196612025



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

Case No. : I.A.(Civil)/2877/2025

SRI JUGAL GAM AND 8 ORS
S/O NANDA NATH GAM R/O CHETIA GAON, WARD NO. 5, NORTH
LAKHIMPUR, DISTRICT - LAKHIMPUR, ASSAM - 787001.

2: SRI SHYAM PRASAD BARUAH
S/O LATE MANINDRA PRASAD BARUAH R/O RAJADUAR
NORTH GUWAHATI
KAMRUP
ASSAM - 781030.

3: SMTI SANTANA SARMA
W/O SRI BHASKAR JYOTI NATH R/O GANESH PATH
HOUSE NO. 17
HATIGAON
GUWAHATI
KAMRUP (M)
ASSAM - 781038.

4: SMTI SWAGOTA DUTTA
W/O SRI GAURAV MAHANTA R/O- C/O PURNIMA BORDOLOI
HOUSE NO. 19 AND 20
ULUBARI
GUWAHATI
KAMRUP (M)
ASSAM -781007.

5: IMDADUL ISLAM KHAN
S/O LATE ABDUR RAHMAN KHAN R/O GANDHI NAGAR
P.O. BARPETA
DISTRICT - BARPETA
ASSAM - 781301.

6: SMTI SUPRIYA DAS
W/O BHASKAR JYOTI NATH R/O LOTHABORI

WARD NO. 1
NEAR B.ED COLLEGE
MORIGAON
ASSAM - 782105.

7: SMTI KAKOLI DUTTA
W/O SRI SONKUL PLABAN BARUAH R/O CHABUA
DIBRUGARH
ASSAM - 786184.

8: SMTI UJWALA BARUAH
W/O NUPUR GOHAIN R/O - C/O SUBHASH CHANDRA GOHAIN
GONDHIA (BORCHAPORI)
VILLAGE- PANITOLA
DISTRICT - TINSUKIA
ASSAM - 786183.

9: SMTI NABANITA DAS
S/O SRI KRIPAL JYOTI MAZUMDAR R/O HOUSE NO. 6
CHANDAN NAGAR
TRIBENI PATH
SIX MILE
GUWAHATI
KAMRUP (M)
ASSAM - 781022

VERSUS

THE STATE OF ASSAM AND 11 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HEALTH AND FAMILY WELFARE
DEPARTMENT, DISPUR, GUWAHATI - 781006.

2:THE JOINT SECRETARY TO THE GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE (A) DEPARTMENT
DISPUR
GUWAHATI - 781006.

3:THE DIRECTOR OF HEALTH SERVICES
ASSAM
HENGERABARI
GUWAHATI - 781036.

4:THE JOINT DIRECTOR OF HEALTH SERVICES
NAGAON
A.T. ROAD
HAIBARGAON
DISTRICT - NAGAON

ASSAM - 782001.

5:THE JOINT DIRECTOR OF HEALTH SERVICES
SIVSAGAR
DOL MUKHI CHARIALI
DISTRICT - SIVSAGAR ASSAM - 785640.

6:THE JOINT DIRECTOR OF HEALTH SERVICES
TINSUKIA
G.N.B. ROAD
DISTRICT - TINSUKIA ASSAM - 786125.

7:THE JOINT DIRECTOR OF HEALTH SERVICES
NALBARI
NEAR SMK HOSPITAL
DISTRICT - NALBARI ASSAM - 781335.

8:THE JOINT DIRECTOR OF HEALTH SERVICES
DHUBRI
A.K. AZAD ROAD
DISTRICT - DHUBRI
ASSAM - 783301.

9:THE JOINT DIRECTOR OF HEALTH SERVICES
DARRANG
DISTRICT - DARRANG
ASSAM - 784125.

10:THE JOINT DIRECTOR OF HEALTH SERVICES
BONGAIGAON
NEAR OLD CIVIL HOSPITAL
DISTRICT - BONGAIGAON
ASSAM - 783380.

11:THE JOINT DIRECTOR OF HEALTH SERVICES
SONITPUR
NEAR TEZPUR COLLEGE
DISTRICT - SONITPUR ASSAM - 784001.

12:THE JOINT DIRECTOR OF HEALTH SERVICES
MORIGAON
KHIROD BARUA PATH
DISTRICT -MORIGAON
ASSAM - 782105

Advocate for the Petitioner : MR B D DAS, MR. H R DAS,MR D KALITA,MR H K SARMA,MR
J LOTH A

Advocate for the Respondent : SC, HEALTH,

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

24.10.2025

Heard Mr. B.D. Das, learned senior counsel assisted by Mr. D. Kalita, learned counsel for the applicant and Mr. D.P. Borah, learned standing counsel for the Health Department.

Mr. Borah has produced a letter, dated 24.10.2025, issued by the Joint Secretary to the Government of Assam and on the basis of the said letter, Mr. Borah prays for four weeks time to enable the department to furnish parawise comments on the matter.

The prayer is allowed.

However, Mr. Borah is granted two weeks time to file the affidavit-in-opposition in this IA.

In the event of failing to do so, the court will consider the interim prayer of the applicant on the next date.

List the matter on 07.11.2025.

JUDGE

Comparing Assistant