

GAHC010149892024



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

**Case No. : WP(C)/3769/2024**

SAILENDRA KUMAR DEURI  
R/O- KALIBARI, TEZPUR, ASSAM, PIN- 784001, PRESENTLY SERVING AS  
DIRECTOR OF LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE  
OF MENTAL HEALTH, TEZPUR, ASSAM, PIN- 784001.

VERSUS

THE UNION OF INDIA AND 6 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,  
MINISTRY OF HEALTH AND FAMILY WELFARE, NIRMAN BHAVAN, NEW  
DELHI-110011.

2:THE CHAIRMAN EXECUTIVE COUNCIL  
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL  
HEALTH  
REPRESENTED BY THE SECRETARY  
HEALTH AND FAMILY WELFARE  
GOVERNMENT OF INDIA  
NIRMAN BHAVAN  
NEW DELHI-110011.

3:LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL  
HEALTH

TEZPUR  
DIST. SONITPUR  
ASSAM  
PIN- 784001.

4:THE GOVERNMENT OF ASSAM  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM  
ASSAM SECRETARIAT

DISPUR  
GUWAHATI-781006.

5:THE SECRETARY  
DEPARTMENT OF DONER

VIGYAN BHAWAN  
ANNEXE MAULANA AZAD ROAD  
NEW DELHI-110011.

6:THE UNDER SECRETARY TO MOHFW

GOVT OF INDIA  
NIRMAN BHAWAN  
NEW DELHI-110011.

7:THE DEPUTY DIRECTOR

LGBRIMH  
TEZPUR  
ASSAM  
PIN- 784001.

8:DR DHRUBA JYOTI CHETIA  
S/O- SRI CHTRADHAR CHETIA R/O-QTR NO. TYPE VI/A1 LOKOPRIYA  
GOPINATH BORDOLOI REGIONL INSTITUTE OF MENTAL HEALTH  
KALIBARI TEZPUR P.O. AND P.S.- TEZPUR DIST. - SONITPUR ASSAM PIN-  
784001

**Advocate for the Petitioner** : MR. K N CHOUDHURY, MS N MAHANTA

**Advocate for the Respondent** : DY.S.G.I., MR. K K PHUKAN (R-8),MR. K GOGOI (R-1,5,6),MR. A K DUTTA (R-7),GA, ASSAM

Linked Case : WP(C)/5054/2024

DR SAIENDRA KUMAR DEURI  
R/O- KALIBARI  
TEZPUR  
ASSAM  
784001 PRESENTLY SERVING AS DIRECTOR PROFESSOR OF LOKOPRIYA  
GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL HEALTH  
TEZPUR

ASSAM  
PIN- 784001

VERSUS

THE UNION OF INDIA AND 4 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA  
MINISTRY OF HEALTH AND FAMILY WELFARE  
NIRMAN BHAVAN  
NEW DELHI- 110011

2:THE CHAIRMAN EXECUTIVE COUNCIL  
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL  
HEALTH  
REPRESENTED BY THE SECRETARY  
HEALTH AND FAMILY WELFARE  
GOVERNMENT OF INDIA  
NIRMAN BHAVAN  
NEW DELHI- 110011

3:THE UNDER SECRETARY TO MOH AND FW  
GOVT. OF INDIA  
NIRMAAN BHAWAN  
NEW DELHI- 110011

4:THE LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF  
MENTAL HEALTH  
TEZPUR  
DISTRICT- SONITPUR  
ASSAM  
PIN- 784001  
REPRESENTED BY ITS DEPUTY DIRECTOR

5:DR. JYOTI HAZARIKA  
PROF AND HOD DEPARTMENT OF MICROBIOLOGY AND MEDICAL  
SUPERINTENDENT  
THE LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF  
MENTAL HEALTH  
TEZPUR  
DISTRICT- SONITPUR  
ASSAM  
PIN- 784001

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE UNION OF INDIA AND 4 ORS

**BEFORE  
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

**ORDER**

**Date : --07.04.2025**

Heard Mr. N. Gautam, learned Counsel for the petitioner. Also heard Mr. K. Gogoi, learned CGC for respondent Nos. 1, 5 and 6, Mr. K. K. Phukan, learned Counsel for respondent No.8, Mr. A. K. Dutta, learned Counsel for respondent No. 7.

Pertinent that the hearing of the matter was going on before this Court and today was the next date of listing for further hearing. However, while the matter remained part heard before this Court, a letter was received at my residence addressed to me from an undisclosed source whereby certain information as regards the merit of the matter has been enclosed along with a forwarding letter. Such direct communication with a Judge in an ongoing hearing matter cannot be ignored. I have accordingly, brought the matter to the notice of the jurisdictional Police Station and they have seized the letter with the envelope and are enquiring into the matter.

Be that as it may, since an attempt is being made to share documents in a part heard matter, continuation of further hearing of the case may raise a potential conflict of interest. Therefore, the matter is released from part heard.

Registry to list this matter before any other Bench without me  
(*Kaushik Goswami, J*).

**JUDGE**

**Comparing Assistant**