

GAHC010201822016



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

Case No. : WP(C)/364/2016

NIRANJAN BORO

S/O. SRI GOPAL BORA, VILL KALCHENI, P.O. KALCHRNI, P.S. TAMULPUR,
DIST. BADSA, ASSAM, PIN-781368.

VERSUS

BODOLAND TERRITORIAL COUNCIL and 8 ORS
REP. BY THE PRINCIPAL SECY. TO THE BODOLAND TERRITORIAL
COUNCIL, BODAFI NWGWR, KOKRAJHAR, PIN-783370.

2:THE JOINT SECRETARY
FOOD
CIVIL SUPPLIES and CONSUMER AFFAIRS DEPTT.
BTC
KOKRAJHAR
ASSAM
PIN-783370.

3:THE COUNCIL HEAD OF DEPTT.
FOOD
CIVIL SUPPLIES and CONSUMER AFFAIRS DEPTT.
BTC
KOKRAJHAR
ASSAM
PIN-783370.

4:THE SUPDT.
FOOD
CIVIL SUPPLIES and CONSUMER AFFAIRS DEPTT.
BTC
TAMULPUR

ASSAM
PIN-781367.

5:THE STATE OF ASSAM
REP. BY THE COMM. and SECY. TO THE GOVT. OF ASSAM
FOOD
CIVIL SUPPLIES and CONSUMER AFFAIRS DEPTT.
DISPUR
GHY.-06
ASSAM
PIN-781006.

6:THE DY. COMMISSIONER
MASHALPUR
DIST. BAKSA BTC
ASSAM
PIN-781346.

7:THE SUB-DIVISIONAL OFFICER C

TAMULPUR
DIST. BAKSA BTC
ASSAM
PIN-781367.

8:THE CIRCLE OFFICER

TAMULPUR
DIST. BAKSA BTC
ASSAM
PIN-781367.

9:SRI RATAN BORO

S/O. LT. KATI RAM BORO
VILL. KALCHENI
P.O. KALCHENI
P.S. TAMULPUR
DIST. BAKSA BTC ASSAM
PIN-781368

Advocate for the Petitioner : MR.S U AHMED

Advocate for the Respondent : SC, BTC

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 28.04.2023

Heard Mr. H. Medhi, learned counsel for the petitioner; Ms. R.B. Bora, learned Standing Counsel, BTC for the respondent nos. 1, 2, 3 & 8; and Mr. N. Goswami, learned Junior Government Advocate, Assam for the respondent nos. 5, 6 & 7.

In deference to the order dated 19.04.2023, Sri Prasanta Kumar Das, Assistant Director, In-charge, Food, Civil Supplies & Consumer Affairs Department, BTC, Tamulpur is in attendance.

Mr. Das has submitted that a counter affidavit on behalf of the respondent no. 4 has been filed on 25.04.2023 by supplying a copy to Mr. Medhi, learned counsel for the petitioner. Mr. Das has further submitted that the PDS license issued in favour of the respondent no. 9 has been cancelled in the meantime.

As the counter affidavit stated to have been filed on behalf of the respondent no. 4, is not tagged with the record, list the case after 2 [two] weeks with the said affidavit on record.

As the counter affidavit has been filed in the meantime, the personal appearance of Mr. Das, Assistant Director, In-charge, Food, Civil Supplies & Consumer Affairs Department, BTC, Tamulpur is dispensed with at present.

The petitioner may file its affidavit-in-reply within 2 [two] weeks.

List the case after 2 [two] weeks on a date to be fixed by the office.

JUDGE

Comparing Assistant