

GAHC010202752024



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

Case No. : WP(C)/5131/2024

M/S YASH ENTERPRISE
REPRESENTED BY ONE OF ITS PARTNER, HARISH KUMAR PAREEK (47
YEARS), SON OF LATE JUGAL KISHORE PAREEK,
RESIDENT OF BHUPEN DEKA PATH, BAM PORBOTIA,
P.O. AND P.S.- TEZPUR, DIST.- SONITPUR, ASSAM.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE SECRETARY,
DEPARTMENT OF EXCISE,
GOVERNMENT OF ASSAM,
ASSAM SECRETARIAT, DISPUR,
GUWAHATI- 781006.

2:THE JOINT SECRETARY
DEPARTMENT OF EXCISE
GOVERNMENT OF ASSAM
ASSAM SECRETARIAT
DISPUR
GUWAHATI- 781006.

3:THE COMMISSIONER OF EXCISE
ASSAM
HOUSEFED COMPLEX
DISPUR
GUWAHATI-6

KAMRUP METROPOLITAN
ASSAM.

4:THE DISTRICT COMMISSIONER
SONITPUR
TEZPUR

ASSAM.

5:THE SUPERINTENDENT OF EXCISE
SONITPUR DISTRICT
TEZPUR
SONITPUR
ASSAM

Advocate for the Petitioner : MR. R PHUKAN, MS A DAS,N CHAUDHURY,MR. R MAHANTA,MR. P TALUKDAR

Advocate for the Respondent : SC, EXCISE DEPTT., GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 27.08.2025

Heard Mr. N. Chaudhury, learned counsel for the petitioner. Also heard Mr. R. R. Gogoi, learned Standing Counsel, Excise Department for the respondent Nos. 1, 2 & 3.

In view of the order passed today in the connected interlocutory application being IA (C) No. 1919/(AP)2025, the petitioner to file an amended Cause-title .

The Registry to incorporate the names of the newly impleaded respondent Nos. 6 & 7 in the Cause-title.

Having considered that after the impugned rejection order, dated 02.09.2024, passed by the District Commissioner, Sonitpur District, whereby, shifting IMFL 'OFF' shop from Missamari To Gerua Gaon, Bihaguri, Tumuki, has been rejected, another enquiry, dated 25.05.2025 by the Inspector Excise, Sonitpur District, appears to have been caused and submitted, with a finding in favour of the petitioner; Mr. Gogoi, learned Standing Counsel, Excise Department to obtain instructions.

List the matter **after 2 (two) weeks.**

JUDGE

Comparing Assistant