

GAHC010208702025



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

Case No. : PIL/42/2025

MAINUL ISLAM AND 10 ORS.

S/O LT. MASADDAR ALI, VILL- MALAI PARA WARD NO. OLD-4, NEW-4, P.O-
MARJATKANDI, P.S.-BADARPUR, DIST- SRIBHUMI, ASSAM, PIN-788701.

2: SHAKIR HUSSAIN

S/O- LT

FAIZUR RAHMAN

VILL- NAYAGRAM WORD NO- OLD 1 NEW-6

P.O- MARJATKANDI

P.S.-BADARPUR DIST- SRIBHUMI

PIN-788701.

3: JAKIR HUSSAIN

S/O-NIMAR ALI

RILL-MAL Aidigirpar

WARD NO- OLD 2

NEW-4

P.O-MARJATKANDI

P.S-BADARPUR

DIST-SRIBHUMI-788701

4: SUHEL AHMED

S/O- LT. SORMUJ ALI

VILL- ATORDIGIRPAR. P.O. MARJATKANDI

P.S.-BADARPUR DIST- SRIBHUMI

PIN-788701

5: ALTAF HUSSAIN

S/O-SADULLH MIA

VILL- MALAIPARRA WORD NO-OLD-4

NEW-4

P.O.-MARJATKANDI

P.S.-BADARPUR

DIST- SRIBHUMI

PIN-788701.

6: SAHAB UDDIN TAPADAR
S/O- LT. AJIR UDDIN TAPADAR
VILL-BASHAIL
P.O. MARJATKANDI
PS.-BADARPUR
DIST- SRIBHUMI
PIN-788701.

7: MOHAMMOD ALI
S/O-LT. RIASOD ALI
VILL- CHINIPATON
WORD NO - OLD 7 NEW-1
P.O.- BHANGA BAZAR
P.S- BADARPUR
DIST- SRIBHUMI
PIN-788701.

8: REHAN UDDIN
S/O-LT. ANJIR ALI
VILL-RONGPUR
WARD NO. -OLD 6
NEW-3
PS. BADARPUR
PO-MARJATKANDI
DIST- SRIBHUMI
PIN-788701.

9: SALIM AHMED
S/O- ABDUR NOOR
VILL-RONGPUR
WORD NO. OLD-6
NEW-2
P.O.-BANGA BAZAR P.S. -BADARPUR
DIST.- SRIBHUMI
PIN-788701

10: NIZAM UDDIN
S/O LATE IRFAN ALI
VILL- DUTTADIGHIRPAR
P.O. MARJATKANDI
P.S. BADARPUR
DIST- SRIBHUMI-788701

11: KABIR AHMED
S/O LATE JOMIR UDDIN
VILL- ATARDIGHIRPAR

P.O. MARJATKANDI
P.S. BADARPUR
DIST- SRIBHUMI
ASSAM 78870

VERSUS

THE STATE OF ASSAM AND 16 ORS.
REPRESENTED BY THE COMMISSIONER TO THE GOVT. OF ASSAM,
PANCHAYAT RURAL DEVELOPMENT DEPARTMENT, GOVERNMENT OF
ASSAM, JURIPAR, PANJABARI , DISPUR, GUWAHATI- 781037.

2:THE SECRETARY
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI- 781006.

3:THE DISTRICT COMMISSIONER
SRIBHUMI
CHAIRMAN
DIST. RURAL DEVELOPMENT COMMITTEE
DIST- SRIBHUMI (KARIMGANJ)
ASSAM- 788710.

4:THE CHIEF EXECUTIVE OFFICER
SRIBHUMI ZILLA PARISHAD
SRIBHUMI (KARIMGANJ)
ASSAM-788710.

5:NANDA KUMAR GOALA
RETIRED EXECUTIVE OFFICER CUM BLOCK DEVELOPMENT OFFICER
BADARPUR DEVELOPMENT BLOCK
BADARPUR
MOHAKAL
(NEWLY NAMED AS BADARPUR CHAITANNO NAGAR DEVELOPMENT
BLOCK) NOTICE TO BE SERVED THROUGH THE CEO
SRIBHUMI ZILLA PARISHAD
SRIBHUMI
ASSAM 788710.

6:SAMSUL ALOM CHOUDHURY
EXECUTIVE OFFICER CUM BLOCK DEVELOPMENT OFFICER
BADARPUR DEVELOPMENT BLOCK
MOHAKAL
BADARPUR
(NEWLY NAMED AS BADARPUR CHAITANNO NAGAR DEVELOPMENT
BLOCK) P.O- MOHAKAL

DIST- SRIBHUMI
ASSAM 788701.

7:SHAKIL AHMED BARBUHIYA
(EARLIER ASSTT. ENGR. BADARPUR DEV. BLOCK) PRESENTLY
ASSISTANT ENGINEER
LALA DEV. BLOCK
DIST- HAILAKANDI
ASSAM. 788164. (NOTICE TO BE SERVED THROUGH THE BDO LALA DEV.
BLOCK
HAILAKANDI).

8:RATANLAL NATH
EARLIER ASSISTANT ENGINEER
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK G.P.) PRESENTLY POSTED AS A.E. LAMAJUAR G.P.
(NOTICE TO BE SERVED THROUGH BDO
BADARPUR CHAITANNO NAGAR DEVELOPMENT BLOCK)
P.O. MOHAKAL
P.S- BADARPUR
DIST- SRIBHUMI
ASSAM-788701

9:SUMIT SINHA
EARLIER
ASSISTANT ENGINEER
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK G.P.) PRESENTLY NOW POSTED AS ASST. ENGR.
MALEGARH DEVELOPMENT BLOCK
SRIBHUMI
ASSAM (NOTICE TO BE SERVED THROUGH BDO
MALEGARH DEVELOPMENT BLOCK)
DIST-SRIBHUMI
ASSAM-788710

10:BISHWAJIT DAS @ BISHU
ACCOUNTANT
OFFICE OF THE BADARPUR DEV. BLOCK
NEWLY NAMED- BADARPUR CHAITANNANAGAR DEV. BLOCK
MOHAKAL
P.O- MOHAKAL
DIST-SRIBHUMI
ASSAM
788701.

11:KHAIRUL ALOM

S/O ABDUL KARIM
EARLIER I/C SECRETARY
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK GP) VILL-MOHAKAL
P.O. MORZATKANDI
P.S. BADARPUR
DIST SRIBHUMI
ASSAM. 788701
(NOTICE TO BE SERVED THROUGH BDO
BADARPUR CHAITANNO NAGAR DEVELOPMENT BLOCK)

12:ABDUL ROUF
S/O NAJIR UDDIN
EARLIER I/C SECRETARY
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK GP)
VILL-MOHAKAL
P.O. MOHAKAL P.S. BADARPUR
DIST SRIBHUMI
ASSAM
788701 (NOTICE TO BE SERVED THROUGH BDO
BADARPUR CHAITANNO NAGAR DEVELOPMENT BLOCK)

13:BIMAL DOULANGO
EARLIER PANCHAYAT SECRETARY
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL SHIVERCHAWK GP)
NOW POSTED AS SECRETARY CHAPRA GAON PANCHAYAT
P.S. BADARPUR
DIST-SRIBHUMI
ASSAM
788701 (NOTICE TO BE SERVED THROUGH BDO
BADARPUR CHAITANNO NAGAR DEVELOPMENT BLOCK)

14:NITAI DAS
GRAM ROJGHAR SOHAYAK (G.R.S.) KANKALASH-BASHAIL GAON
PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK G.P.)
NOW POSTED AS G.R.S. KALACHAND G.P. P.O-BHANGA BAZAR
P.S.-BADARPUR
DIST-SRIBHUMI
ASSAM
788701. (NOTICE TO BE SERVED THROUGH THE BDO BADARPUR
CHAITANNAGAR DEV. BLOCK)

15:FAKAR UDDIN
GRAM ROJGAR SAHAYAK (GRS)
KANKASLASH-BASHAIL G.P.
NEWLY NAMED BASHAIL-SHIVERCHAWK G.P.
P.O-MAHAKOL
P.S- BADARPUR
DIST-SRIBHUMI
ASSAM
788701. (NOTICE TO BE SERVED THROUGH BDO BADARPUR
CHAITANNAGAR DEV. BLOCK).

16:TOUHIDHA BEGAM
W/O- MOHAMMAD ALI
FORMER PANCHAYAT PRESIDENT
KANKALASH-BASHAIL GAON PANCHAYAT
(NEWLY NAMED BASHAIL
SHIVERCHAWK G.P.)
VILL-TELIDIGIRPAR
P.O. MARJATKANDI
PS- BADARPUR
SRIBHUMI
ASSAM. 788701.

17:THE DIRECTOR
VIGILANCE AND ANTI-CORRUPTION
GOVT. OF ASSAM
SRIMANTAPUR
GUWAHATI- 781032

Advocate for the Petitioner : MR. A K TALUKDAR, MRS. H THAKURIA,MR A HAI

Advocate for the Respondent : SC, P AND R.D., GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 12.03.2026
(K.R. Surana, J)

The learned counsel for the petitioners are present.

2. Mr. S. Dutta, learned standing counsel for the P & RD Department

prays for an adjournment for filing of affidavit by respondent nos. 1, 2 and 4.

3. In this case by order dated 19.05.2025, the respondent nos. 1, 2 and 4 to respond to the petition. Accordingly, the matter was adjourned on 05.01.2026 with a direction that the response be filed on or before the next date. Affidavit has not yet been filed.

4. Granting one last adjournment to respondent nos. 1, 2 and 4, it is made clear that response, if their as directed, is not filed at least 2 (two) days prior to the next date of listing, the respondent nos. 1, 2 and 4 are put to notice that would be saddled with a adjournment cost of Rs. 10,000/- (Rupees Ten thousand only) to be deducted from their salary without burdening the Govt. in respect of such cost.

5. The learned standing counsel for the P & RD Department shall transmit a downloaded copy of this order to the respondent nos. 1, 2 and 4 to bring the order to the notice of the said authorities.

6. List on 01.04.2026.

JUDGE

JUDGE

Comparing Assistant