

GAHC010212362024



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

Case No. : WP(C)/5451/2024

MATIUR RAHMAN
S/O JALAL UDDIN SK, VILL- RAMRAIKUTI PT-II, P.O.- SATRSAL, P.S.-
AGOMANI, DIST- DHUBRI, ASSAM, PIN-783335

2: THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI-3

VERSUS

THE UNION OF INDIA AND 21 ORS
REPRESENTED BY THE SECRETARY, MINISTRY OF RURAL
DEVELOPMENT, NEW DELHI-110001

2:THE STATE OF ASSAM
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM
DISPUR
GUWAHATI-06

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI-37

4:THE DEPUTY COMMISSIONER -CUM- DISTRICT PROGRAMME CO-
ORDINATOR (DPC)
DHUBRI

P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

5:THE CHIEF EXECUTIVE OFFICER
DHUBRI ZILLA PARISHAD
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

6:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

7:THE BLOCK DEVELOPMENT OFFICER
BIRSING JARUA DEVELOPMENT BLOCK
DHUBRI
P.O.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

8:THE ASSISTANT EXECUTIVE ENGINEER
BIRSING JARUA DEV. BLOCK
DHUBRI
P.O.-DHUBRI
DIST-DHUBRI
ASSAM
PIN-783301

9:THE ACCREDITED ENGINEER
CHALAKURA GAON PANCHAYAT
P.O.-CHALAKURA
DIST- DHUBRI
ASSAM
PIN-783325

10:THE ACCREDITED ENGINEER
GOSSAIDUBI TINDUBI GAON PANCHAYAT
P.O.-FAKIRGANJ
DIST-DHUBRI

ASSAM
PIN-783330

11:THE ACCREDITED ENGINEER
JARUARCHAR GAON PANCHAYAT
P.O.-JARUARCHAR
DIST- DHUBRI
ASSAM
PIN-783339

12:THE ACCREDITED ENGINEER
MAJERCHAR CHALAKURA GAON PANCHAYAT
P.O.-MAJERCHAR
DIST- DHUBRI
ASSAM
PIN-783325

13:THE ACCREDITED ENGINEER
MUTHAKHOWA GAON PANCHAYAT
P.O.-MUTHAKHOWA
DIST- DHUBRI
ASSAM
PIN-783323

14:THE ACCREDITED ENGINEER
PORARCHAR GAON PANCHAYAT
P.O.-PORARCHAR
DIST-DHUBRI
ASSAM
PIN-783127

15:THE ACCREDITED ENGINEER
FULKAKATA GAON PANCHAYAT
P.O.-FULKAKATA
DIST- DHUBRI
ASSAM
PIN-783337

16:THE SECRETARY OF CHALAKURA GAON PANCHAYAT
P.O.-CHALAKURA
DIST- DHUBRI
ASSAM
PIN-783325

17:THE SECRETARY OF GOSSAIDUBI TINDUBI GAON PANCHAYAT
P.O.-FAKIRGANJ
DIST-DHUBRI
ASSAM

PIN-783330

18:THE SECRETARY OF JARUARCHAR GAON PANCHAYAT
P.O.-JARUARCHAR
DIST- DHUBRI
ASSAM
PIN-783339

19:THE SECRETARY OF MAJERCHAR CHALAKURA GAON PANCHAYAT
P.O.-MAJERCHAR
DIST- DHUBRI
ASSAM
PIN-783325

20:THE SECRETARY OF MUTHAKHOWA GAON PANCHAYAT
P.O.-MUTHAKHOWA
DIST- DHUBRI
ASSAM
PIN-783323

21:THE SECRETARY OF PORARCHAR GAON PANCHAYAT
P.O.-PORARCHAR
DIST-DHUBRI
ASSAM
PIN-783127

22:THE SECRETARY OF FULKAKATA GAON PANCHAYAT
P.O.-FULKAKATA
DIST- DHUBRI
ASSAM
PIN-78333

Linked Case : WP(C)/4736/2024

UTTAM KR SAHA
S/O- LT. MAHENDRA MOHAN SAHA

R/O- H.N. ROAD
DHUBRI
WARD NO. 7

P.O. AND P.S.- DHUBRI

DISTRICT- DHUBRI
ASSAM.
PIN- 783301.

VERSUS

THE UNION OF INDIA AND 11 ORS
REPRESENTED BY THE SECRETARY

MINISTRY OF RURAL DEVELOPMENT

NEW DELHI- 110001.

2:THE STATE OF ASSAM
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM

PANCHAYAT AND RURAL DEVELOPMENT DEPTT.

DISPUR
GUWAHATI- 06.

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI-37.

4:THE DEPUTY COMMISSIONER-CUM-DISTRICT PROGRAMME CO-
ORDINATOR
MGNREGA
DHUBRI
P.O- DHUBRI
DIST.- DHUBRI

ASSAM
PIN- 783301.

5:THE CHIEF EXECUTIVE OFFICER
DHUBRI ZILLA PARISHAD
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI

ASSAM
PIN- 783301.

6:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
DHUBRI
P.O.- DHUBRI

DIST.- DHUBRI

ASSAM
PIN- 783301.

7:THE BLOCK DEVELOPMENT OFFICER (BDO)
BIRSING JARUA DEVELOPMENT BLOCK
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI

ASSAM
PIN- 783301.

8:THE ASSISTANT EXECUTIVE ENGINEER
BIRSING-JARUA DEV. BLOCK
DHUBRI
P.O.- DHUBRI
DST.- DHUBRI

ASSAM
PIN- 783301.

9:THE ACCREDITED ENGINEER
MUTHAKHOWA GAON PANCHAYAT
P.O.- MUTHAKHOWA

DIST.- DHUBRI
ASSAM

PIN- 783323.

10:THE ACCREDITED ENGINEER
NILOKHIA GAON PANCHAYAT
P.O.- NILOKHIA
DIST.- DHUBRI

ASSAM
PIN- 783128.

11:THE SECRETARY OF MUTHAKHOWA GAON PANCHAYAT
VILL.- MUTHAKHOWA
DIST.- DHUBRI

ASSAM
PIN- 783323.

12:THE SECRETARY OF NILOKHIA GAON PANCHAYAT

VILL.- NILOKHIA
P.O.- NILOKHIA

DIST.- DHUBRI
ASSAM

PIN- 783128.

Linked Case : WP(C)/5434/2024

MOZAFFOR HUSSAIN
S/O LT. SONA ULLAH SK
VILL- KATDANGA
P.O.-MOHURIRCHAR
P.S.- SOUTH SALMARA
DIST- DHUBRI
ASSAM
PIN-783128

VERSUS

THE UNION OF INDIA AND 17 ORS
REPRESENTED BY THE SECRETARY
MINISTRY OF RURAL DEVELOPMENT
NEW DELHI-110001

2:THE STATE OF ASSAM
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM
DISPUR
GUWAHATI-06

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI-37

4:THE DEPUTY COMMISSIONER -CUM- DISTRICT PROGRAMME CO-
ORDINATOR (DPC)
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM

PIN-783301

5:THE CHIEF EXECUTIVE OFFICER
DHUBRI ZILLA PARISHAD
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

6:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

7:THE BLOCK DEVELOPMENT OFFICER
BIRSING JARUA DEVELOPMENT BLOCK
DHUBRI
P.O.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

8:THE ASSISTANT EXECUTIVE ENGINEER
BIRSING JARUA DEV. BLOCK
DHUBRI
P.O.-DHUBRI
DIST-DHUBRI
ASSAM
PIN-783301

9:THE ACCREDITED ENGINEER
BAHIR SALMARA GAON PANCHAYAT
P.O.-CHOUDHURIRCHAR
DIST- DHUBRI
ASSAM
PIN-783349

10:THE ACCREDITED ENGINEER
CHALAKURA GAON PANCHAYAT
P.O.-CHALAKURA
DIST- DHUBRI
ASSAM
PIN-783330

11:THE ACCREDITED ENGINEER
FULKAKATA GAON PANCHAYAT
P.O.-FULKAKATA
DIST- DHUBRI
ASSAM
PIN-783323

12:THE ACCREDITED ENGINEER
MOHURIRCHAR GAON PANCHAYAT
P.O.-MOHURIRCHAR
DIST- DHUBRI
ASSAM
PIN-783128

13:THE ACCREDITED ENGINEER
BOYZERALGA GAON PANCHAYAT
P.O.-BONDIHANA
DIST- DHUBRI
ASSAM
PIN-783349

14:THE SECRETARY OF BAHIR SALMARA GAON PANCHAYAT
P.O.-CHOUDHURIRCHAR
DIST- DHUBRI
ASSAM
PIN-783349

15:THE SECRETARY OF CHALAKURA GAON PANCHAYAT
P.O.-CHALAKURA
DIST- DHUBRI
ASSAM
PIN-783330

16:THE SECRETARY OF FULKAKATA GAON PANCHAYAT
P.O.-FULKAKATA
DIST- DHUBRI
ASSAM
PIN-783323

17:THE SECRETARY OF MOHURIRCHAR GAON PANCHAYAT
P.O.-MOHURIRCHAR
DIST- DHUBRI
ASSAM
PIN-783128

18:THE SECRETARY OF BOYZERALGA GAON PANCHAYAT
P.O.-BANDIHANA
DIST- DHUBRI

ASSAM
PIN-783349

Linked Case : WP(C)/5406/2024

SANTOSH KR HARLALKA
S/O- RAMSWARUP HARLALKA

R/O- R.K. BOSE ROAD
DHUBRI

WARD NO.- 05

P.O. AND P.S.- DHUBRI

DISTRICT- DHUBRI
ASSAM

PIN- 783301.

VERSUS

THE UNION OF INDIA AND 19 ORS
REPRESENTED BY THE SECRETARY

MINISTRY OF RURAL DEVELOPMENT

NEW DELHI- 110001.

2:THE STATE OF ASSAM
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM

PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT

ASSAM
DISPUR
GUWAHATI-06.

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI- 37.

4:THE DEPUTY COMMISSIONER-CUM-DISTRICT PROGRAMME

COORDINATOR
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI
ASSAM

PIN- 783301.

5:THE CHIEF EXECUTIVE OFFICER
DHUBRI ZILLA PARISHAD
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI

ASSAM
PIN- 783301.

6:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI
ASSAM

PIN- 783301.

7:THE BLOCK DEVELOPMENT OFFICER
BIRSING JARUA DEVELOPMENT BLOCK
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI
ASSAM

PIN- 783301.

8:THE ASSISTANT EXECUTIVE ENGINEER
BRISING-JARUA DEV. BLOCK
DHUBRI
P.O.- DHUBRI
DIST.- DHUBRI
ASSAM

PIN- 783301.

9:THE ACCREDITED ENGINEER
BANDIHANA GAON PANCHAYAT
P.O. BONDIHANA
DIST.- DHUBRI

ASSAM

PIN- 783348.

10:THE ACCREDITED ENGINEER
CHALAKURA GAON PANCHAYAT
P.O.- MAJERCHAR
DIST.- DHUBRI
ASSAM

PIN- 783325.

11:THE ACCREDITED ENGINEER
FULKAKATA GAON PANCHAYAT
P.O.- FULKAKATA
DIST.- DHUBRI
ASSAM

PIN- 783323.

12:THE ACCREDITED ENGINEER
FULKATARI GAON PANCHAYAT
P.O.- FULKATARI
DIST.- DHUBRI
ASSAM

PIN- 783339.

13:THE ACCREDITED ENGINEER
PADMERALGA GAON PANCHAYAT
P.O.- PADMERALGA
DIST.- DHUBRI
ASSAM

PIN- 783339.

14:THE SECRETARY OF BANDIHANA GAON PANCHAYAT

P.O.- BANDIHANA
DIST.- DHUBRI
ASSAM

PIN- PIN- 783349.

15:THE SECRETARY OF BOYZERALGA GAON PANCHAYAT
P.O.- BONDIHANA
DIST.- DHUBRI
ASSAM

PIN- 783349.

16:THE SECRETARY OF CHALAKURA GAON PANCHAYAT
P.O.- MAJERCHAR
DIST.- DHUBRI
ASSAM

PIN- 783325.

17:THE SECRETARY OF FULKAKATA GAON PANCHAYAT
P.O.- FULKAKATA
DIST.- DHUBRI
ASSAM

PIN- 783323.

18:THE SECRETARY OF PADMERALGA GAON PANCHAYAT
P.O.- PADMERALGA
DIST.- DHUBRI
ASSAM

PIN- 783339.

19:THE SECRETRAY OF FULKATARI GAON PANCHAYAT
P.O.- FULKATARI
DIST.- DHUBRI
ASSAM

PIN- 783339.

20:THE SECRETARY OF MUTHAKHOWA GAON PANCHAYAT
P.O.- MUKTHAKHOWA
DIST.- DHUBRI
ASSAM

PIN- 783323.

Linked Case : WP(C)/5431/2024

ROHIT KR TULSHYAN
S/O PAWAN KUMAR AGARWALA
R/O H.N ROAD
DHUBRI
WARD NO. 7
P.O. AND P.S.-DHUBRI
DIST- DHUBRI

ASSAM
PIN-783301

VERSUS

THE UNION OF INDIA AND 12 ORS
REPRESENTED BY THE SECRETARY
MINISTRY OF RURAL DEVELOPMENT
NEW DELHI-110001

2:THE STATE OF ASSAM
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM
DISPUR
GUWAHATI-06

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
JURIPAR
PANJABARI
GUWAHATI-37

4:THE DEPUTY COMMISSIONER -CUM- DISTRICT PROGRAMME CO-
ORDINATOR (DPC)
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

5:THE CHIEF EXECUTIVE OFFICER
DHUBRI ZILLA PARISHAD
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

6:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY (DRDA)
DHUBRI
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

7:THE BLOCK DEVELOPMENT OFFICER
BIRSING JARUA DEVELOPMENT BLOCK
DHUBRI
P.O.- DHUBRI
DIST- DHUBRI
ASSAM
PIN-783301

8:THE ASSISTANT EXECUTIVE ENGINEER
BIRSING JARUA DEV. BLOCK
DHUBRI
P.O.-DHUBRI
DIST-DHUBRI
ASSAM
PIN-783301

9:THE ACCREDITED ENGINEER
BIRSING GAON PANCHAYAT
P.O.-FAKIRGANJ
DIST- DHUBRI
ASSAM
PIN-783330

10:THE ACCREDITED ENGINEER
MAJERCHAR CHALAKURA GAON PANCHAYAT
P.O.-MAJERCHAR
DIST- DHUBRI
ASSAM
PIN-783325

11:THE SECRETARY OF BIRSING GAON PANCHAYAT
P.O.- FAKIRGANJ
DIST- DHUBRI
ASSAM
PIN-783330

12:THE SECRETARY OF MAJERCHAR CHALAKURA GAON PANCHAYAT
P.O.-MAJERCHAR
DIST- DHUBRI
ASSAM
PIN-783325

13:THE SECRETARY OF FULKAKATA GAON PANCHAYAT
P.O.-FULKAKATA
DIST- DHUBRI
ASSAM
PIN-783331

For the petitioner (s) : Mr. T. J. Mahanta, Sr., Advocate

Mr. M. R. Khandakar, Advocate

For the respondent (s) : Mr. S. Dutta, SC, P&RD

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

10.11.2025

Mr. S. Dutta, the learned Standing Counsel of the P&RD Department submits the P&RD Department has filed their affidavit-in-opposition in one of the writ petitions wherein it is the stand of the P&RD Department that such work on the basis of which the petitioners are claiming the amount does not come within the ambit of the MNREGA Guidelines. However, it is also submitted that an affidavit-in-reply has been filed by the petitioners wherein it is being contended that the work in question is covered by certain Government Guidelines and in that regard, Mr. S. Dutta, the learned Standing counsel of the P&RD Department submits that he requires to take instructions.

2. List this matter again on 03.12 2025.
3. In the meantime, the respondents in the P&RD Department shall bring on record their stand by filing a rejoinder to the affidavit-in-reply.

4. The said rejoinder be filed on or before 01.12.2025.

JUDGE

Comparing Assistant