

GAHC010216882025



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

Case No. : WP(C)/5617/2025

MS KRITIKA KOIRI
D/O SRI. BANSHI DHAR SINGH, PRESENTLY RESIDING AT VILLAGE
BETANI JHAR P.O. HALESWAR B.O, P.S. TEZPUR, DISTRICT- SONITPUR,
PIN-784104.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY CHIEF SECRETARY, GOVERNMENT OF ASSAM, DISPUR,
GUWAHATI -781006.

2:THE SECRETARY
DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI -781006.

3:THE JOINT SECRETARY
DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI 781006.

4:THE STATE LEVEL SCRUTINY COMMITTEE
REPRESENTED BY ITS CHAIRMAN
DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT
DISPUR
GUWAHATI
- 781006.

5:THE CHAIRMAN
STATE LEVEL SCRUTINY COMMITTEE

DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT
DISPUR
GUWAHATI
-781006

6:THE DIRECTORATE OF WELFARE OF SCHEDULE CASTE AND
BACKWARD CLASSES
SC DEVELOPMENT CENTRE
1ST FLOOR
SWAHID DILIP HUZURI PATH
SARUMOTORIA
DISPUR 781006.

7:THE DEPUTY COMMISSIONER
SONITPUR
DISTRICT - SONITPUR
TEZPUR
ASSAM - 784001.

8:THE ADDITIONAL DEPUTY COMMISSIONER
SONITPUR
DISTRICT - SONITPUR
TEZPUR
ASSAM -784001

9:SUPERINTENDENT OF POLICE
CID
ASSAM HQ
ULUBARI
GUWAHATI-781007

10:INSPECTOR OF POLICE
CID
ASSAM HQ
ULUBARI
GUWAHATI- 781007 RESPONDENTS

11:THE DIRECTOR
TEA TRIBES AND ADIVASI WELFARE
ASSAM
RUPNAGAR
GUWAHATI781032

12:THE PRINCIPAL SECRETARY
HEALTH AND FAMILY WELFARE (B) DEPARTMENT
GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-781006.

13:THE DIRECTOR OF MEDICAL EDUCATION
OFFICE OF THE DIRECTOR OF MEDICAL EDUCATION
ASSAM
SIX MILE
KHANAPARA
GUWAHATI- 781022. ...PROFORMA RESPONDENT

Advocate for the Petitioner : R SARMAH, MS M KAKOTY

Advocate for the Respondent : GA, ASSAM, SC, HEALTH,SC, Social Justice

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

22.09.2025

Heard Shri R Sarmah, learned counsel for the petitioner.

The petitioner is aggrieved by an order dated 27.05.2025 issued by the State Level Scrutiny Committee, Department of the Social Justice and Empowerment whereby the caste certificate of the petitioner has been recommended to be cancelled.

It is contended on behalf of the petitioner that she is undergoing her MBBS course in the Second Semester in the Tezpur Medical College and Hospital. It is the case of the petitioner that the aforesaid order has been issued without taking into consideration the relevant factors and is based on irrelevant considerations.

Let notice be issued, returnable on 27.10.2025.

Shri J Handique, learned State Counsel, Assam accepts notice on behalf of the respondent nos. 1 and 7 to 10 and proforma respondent 11; Shri RM Das, learned Standing Counsel, Social Justice and Empowerment Department, Assam accepts notice on behalf of the respondent nos. 2 to 6 whereas Shri DP Borah, learned Standing Counsel, Health Department accepts notice on behalf of the proforma respondent nos. 12 and 13.

Extra copies of the writ petition along with its annexures be served upon the learned counsel for the respondents within 2 days.

Shri Sarmah, learned counsel for the petitioner prays for an interim order which, however, is strenuously opposed by the learned counsel for the respondents.

After consideration of the facts and circumstances, it is directed that till the returnable date, no further action(s) be taken pursuant to the impugned order dated 27.05.2025.

This interim order, would, however be reconsidered on the returnable date.

JUDGE

Comparing Assistant