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

Case No. : WP(C)/2869/2024

KAUSHIK DAS

S/O- JOY KRISHNA DAS, ADDRESS- H/NO. 128, NEAR PATHO PLUS CLINIC,
A.T.ROAD, MALIGAON CHARIALI, GUWAHATI- 781011

VERSUS

THE STATE OF ASSAM AND 12 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, PERSONNEL (A), DISPUR, GUWAHATI-6,
DISTRICT- KAMRUP (M), ASSAM

2:THE SECRETARY
GOVERNMENT OF ASSAM
PERSONNEL (A)
DISPUR
GUWAHATI-6
DISTRICT- KAMRUP (M)
ASSAM

3:STATE LEVEL RECRUITMENT COMMISSION FOR CLASS-III POSTS
ASSAM ADMINISTRATIVE STAFF COLLEGE
REPRESENTED BY ITS CHAIRMAN
JAWAHARNAGAR
KHANAPARA
GUWAHATI-22
DISTRICT- KAMRUP (M)
ASSAM

4:THE SECRETARY
STATE LEVEL RECRUITMENT COMMISSION FOR CLASS-III POSTS
ASSAM ADMINISTRATIVE STAFF COLLEGE
JAWAHARNAGAR

KHANAPARA
GUWAHATI-22
DISTRICT- KAMRUP (M)
ASSAM

5:THE SECRETARY
MEDICAL EDUCATION AND RESEARCH DEPARTMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI- 781006
ASSAM

6:THE PRINCIPAL-CUM-CHIEF SUPERINTENDENT
GAUHATI MEDICAL COLLEGE AND HOSPITAL
BHANGAGARH
GUWAHATI-32

7:THE PRINCIPAL SECRETARY
SOCIAL JUSTICE AND EMPOWERMENT DEPARTMENT
GOVT. OF ASSAM
BLOCK-D
1ST FLOOR
DISPUR
JANATA BHAWAN
GUWAHATI- 781006

8:THE JOINT SECRETARY
SOCIAL JUSTICE AND EMPOWERMENT DEPARTMENT
GOVT. OF ASSAM
BLOCK-D
1ST FLOOR
DISPUR
JANATA BHAWAN
GUWAHATI- 781006

9:THE COMMISSIONER
FOR PERSONS WITH DISABILITIES
ADDRESS- LATAKATA BASISTHA
GUWAHATI- 781029
KAMRUP (M)
ASSAM

10:THE REGISTRAR
COOPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI- 781022
KAMRUP (M)

ASSAM

11:THE JOINT SECRETARY
COOPERATION DEPARTMENT
DISPUR
GUWAHATI- 781006
KAMRUP (M)
ASSAM

12:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
GUWAHATI- 781006
KAMRUP (M)
ASSAM

13:THE MEDICAL BOARD
REPRESENTED BY THE PRINCIPAL-CUM-CHIEF SUPERINTENDENT
GAUHATI MEDICAL COLLEGE AND HOSPITAL
BHANGAGARH
GUWAHATI-32

14:THE PRINCIPAL SECRETARY
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT

GUWAHATI-781006
KAMRUP(M) ASSAM

15:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
GUWAHATI-781006
KAMRUP (M)
ASSA

Advocate for the Petitioner : MR. FIRUZ KHAN, P. NATH,MS D BARUAH,DR AZIZ KHAN,MR U CHAUDHURY,MR. ABHIJIT MENA,RHITUSHREE TALUKDAR

Advocate for the Respondent : GA, ASSAM, SC, HEALTH,MS. M D BORA (SC, CO-OPERATIVE SOCIETIES),MR. C SARMA (SC, SOCIAL JUSTICE AND EMPOWERMENT),MR. D UPAMANYA (SC, HEALTH DEPT.),MR B CHOUDHURY,MS. M BHATTACHARYYA,

Linked Case : WP(C)/2321/2024

KAUSHIK DAS

S/O- JOY KRISHNA DAS
R/O- H/NO. 128
NEAR PATHO PLUS CLINIC
A.T. ROAD
MALIGAON CHARIALI
GHY-781011.

VERSUS

THE STATE OF ASSAM AND 11 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
PERSONNEL (A)
DISPUR
GHY-6
DIST. KAMRUP(M)
ASSAM

2:THE SECRETARY

GOVERNMENT OF ASSAM
PERSONNEL (A) DEPARTMENT
DISPUR
GHY-6
DIST. KAMRUP(M)
ASSAM

3:STATE LEVEL RECRUITMENT COMMISSION FOR CLASS-III POSTS
ASSAM ADMINISTRATIVE STAFF COLLEGE
REP. BY ITS CHAIRMAN
JAWAHARNAGAR
KHANAPARA
GHY-22
DIST. KAMRUP(M)
ASSAM

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ASSAM ADMINISTRATIVE STAFF COLLEGE
JAWAHARNAGAR
KHANAPARA
GUWAHATI-22
DIST. KAMRUP(M)
ASSAM

5:THE SECRETARY

MEDICAL EDUCATION AND RESEARCH DEPARTMENT
GOVT. OF ASSAM
DISPUR
GHY-781006
ASSAM

6:THE PRINCIPAL-CUM-CHIEF
SUPERINTENDENT
GAUHATI MEDICAL COLLEGE AND HOSPITAL
BHANGAGARH
GHY-32.

7:THE PRINCIPAL SECRETARY
SOCIAL JUSTICE AND EMPOWERMENT DEPARTMENT
GOVT. OF ASSAM
BLOCK-D
1ST FLOOR
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JANATA BHAWAN
GHY-781006.

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BLOCK-D
1ST FLOOR
DISPUR
JANATA BHAWAN
GHY-781006.

9:THE COMMISSIONER
FOR PERSONS AND DISABILITIES
R/O- LATAKATA
BASISTHA
GHY-781029
KAMRUP(M)
ASSAM

10:THE REGISTRAR
COOPERATIVE SOCIETIES
ASSAM
KHANAPARA
GHY-781022
KAMRUP(M)
ASSAM

11:THE JOINT SECRETARY

COOPERATION DEPARTMENT
DISPUR
GHY-781006
KAMRUP(M)
ASSAM

12:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
GUWAHATI-781006
KAMRUP(M)
ASSAM

Advocate for : MR. FIRUZ KHAN
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 11 ORS

Linked Case : I.A.(Civil)/3307/2024

KAUSHIK DAS
S/O- JOY KRISHNA DAS
ADDRESS- H/NO. 128
NEAR PATHO PLUS CLINIC
A.T.ROAD
MALIGAON CHARIALI
GUWAHATI- 781011

VERSUS

THE STATE OF ASSAM AND 12 ORS
- REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
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GUWAHATI-6
DISTRICT- KAMRUP (M)
ASSAM

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4:THE SECRETARY STATE LEVEL RECRUITMENT COMMISSION FOR
CLASS-III POSTS
ASSAM ADMINISTRATIVE STAFF
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JAWAHARNAGAR
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ASSAM

5:THE SECRETARY MEDICAL EDUCATION AND RESEARCH DEPARTMENT
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13:) THE MEDICAL BOARD REPRESENTED BY THE PRINCIPAL-CUM-CHIEF
SUPERINTENDENT
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14:) THE PRINCIPAL SECRETARY
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15:THE COMMISSIONER
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GUWAHATI-781006
KAMRUP (M)
ASSAM

Advocate for : MR. FIRUZ KHAN
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 12 ORS

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

30.03.2026

The learned Standing Counsel, Health Department, Mr. D Upamanyu, undertakes to produce the relevant medical documents pertaining to the medical records of the writ petitioner's evaluation in respect of percentage of disability.

According to the writ petitioner, he was declared to be a person having 57% disability by the District Authorities whereas the Health Department has upon re-evaluation has brought down the disability to 23%. It is in this context the process undertaken by the respondents have been assailed in the present writ petition.

Pleadings have been exchanged but the affidavit does not disclose as to how the process was undertaken for the re-evaluation by the Health Department in respect of the percentage of disability of the writ petitioner.

Let these records be placed before the Court on 30.04.2026.

Mr. A Chakrabarty, learned counsel appears for the respondents No. 1 & 2; Mr. B Chowdhury, learned counsel appears for the respondents No. 3 & 4; Mr R.M. Das, learned counsel appears for the respondents No. 7, 8 & 9 and Ms. M.D Borah, learned counsel appears for the respondents No. 10 & 11.

JUDGE

Comparing Assistant