

GAHC010247712024



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

Case No. : I.A.(Civil)/3603/2024

DR. KANGKAN PATHAK
S/O- LATE BISWAMBHAR PATHAK,
PRESENTLY PROFESSOR AND HEAD OF THE DEPARTMENT, PSYCHIATRY,
LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH, TEZPUR, DIST- SONITPUR, PIN-784001, ASSAM

VERSUS

THE UNION OF INDIA AND 3 ORS
REP. BY THE SECRETARY , MINISTRY OF HEALTH AND FAMILY WELFARE,
NIRMAN BHAWAN, NEW DELHI-11

2:THE SECRETARY

MINISTRY OF HEALTH AND FAMILY WELFARE
NIRMAN BHAWAN
NEW DELHI-11

3:CHAIRMAN OF THE EXECUTIVE COUNCIL
LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
TEZPUR
DIST- SONITPUR
PIN-784001
ASSAM

TO BE SERVED THROUGH THE SECRETARY
MINISTRY OF HEALTH AND FAMILY WELFARE
NIRMAN BHAWAN
NEW DELHI-11

4:DR. JYOTI HAZARIKA MD (MICROBIOLOGY)

LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
QTR NO-E5/TYPE VI
LGBRIMH CAMPUS
TEZPUR
DIST- SONITPUR
PIN-784001
ASSA

Advocate for the Petitioner : MR. R MAZUMDAR, MRS P RAI, MS T WAPANGLA, MR. R
DEKA

Advocate for the Respondent : DY.S.G.I., MR. K GOGOI (CGC), MR. A K DUTTA (CGC)

Linked Case : WP(C)/5561/2024

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Advocate for : MR. R MAZUMDAR
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND 3 ORS

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 25.11.2024

Heard Mr. R. Mazumdar, learned counsel for the applicant. Also heard Mr. K. Gogoi, learned CGC appearing for the respondent nos. 1 & 2 and Mr. A. K. Dutta, learned Standing Counsel for the LGBRIMH, Tezpur representing the respondent no. 3.

As the respondent nos. 1, 2 & 3 have been represented by their respective learned counsels, no formal notices are required to be issued, however, requisite extra copies of the petition be furnished to them within 2(two) working days from

today.

The petitioner is directed to take steps for service of notice upon the respondent no. 4 by way of registered post with A/D card within 2(two) working days from today.

I have considered the contentions made in the Interlocutory application and also heard the learned counsels for the parties at length.

It is provided that till the next returnable date, the show-cause notice dated 18.11.2024, issued to the petitioner, shall not be acted upon and the same shall remain in abeyance.

On the next returnable date, the respondents shall file their affidavits and thereafter, the present Interlocutory application shall be given a final consideration.

It is provided that the applicant shall, within a period of 15 days, submit the hard copy of the IPR for the years 2016, 2017, 2018, 2019, 2020, 2021, 2022 & 2023 to the incumbent in the Office of the Director of the Institute.

Registry is directed to list this matter again after 8(eight) weeks on a date to be fixed by it.

JUDGE

Comparing Assistant