

GAHC010125492025



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

Case No. : WP(C)/3222/2025

DR SAIENDRA KUMAR DEURI
SON OF LATE BIPUL CHANDRA DEURI, AGED ABOUT 65 YEARS,
RESIDENT OF KALIBARI, TEZPUR, DISTRICT SONITPUR, ASSAM, PIN-
784001, PRESENTLY SERVING AS DIRECTOR PROFESSOR OF LOKOPRIYA
GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL HEALTH,
TEZPUR, ASSAM 784001

VERSUS

THE UNION OF INDIA AND ORS
REPRESENTED BY THE SECRETARY TO THE GOVT OF INDIA, MINISTRY
OF HEALTH AND FAMILY WELFARE, NIRMAN BHAWAN, NEW DELHI-
110011

2: THE CHAIRMAN
EXECUTIVE COUNCIL
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
DISTRICT SONITPUR
ASSAM
PIN- 784001

3: LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
TEZPUR
DISTRICT SONITPUR
ASSAM
PIN- 784001

4: OSD
DEPUTY DIRECTOR
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL

HEALTH
TEZPUR
DISTRICT SONITPUR
ASSAM
PIN- 78400

Advocate for the Petitioner : MR. K N CHOUDHURY, MS N MAHANTA,N GAUTAM,MR.
TANUZ KASHYAP

Advocate for the Respondent : DY.S.G.I., SC, L G B R I M H

Linked Case : WP(C)/1056/2025

KANGKAN PATHAK
S/O- LATE BISWAMBHAR PATHAK
R/O- KALIBARI TINIALI
NEAR OLD BAN STAGE
TEZPUR
SONITPUR-784001
ASSAM

VERSUS

THE UNION OF INDIA AND 6 ORS
REPRESENTED BY THE SECRETARY
MINISTRY OF HEALTH AND FAMILY WELFARE
GOVERNMENT OF INDIA
NIRMAN BHAWAN
NEW DELHL- 1110011.

2:THE SECRETARY
MINISTRY OF HEALTH AND FAMILY WELFARE
GOVERNMENT OF INDIA
NIRMAN BHAWAN
NEW DELHI-110011.

3:THE CHAIRMAN
EXECUTIVE COUNCIL
LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MEDICAL
HEALTH TEZPUR
TO BE SERVED THROUGH THE SECRETARY
MINISTRY OF HEALTH AND FAMILY WELFARE

NIRMAN BHAWAN
NEW DELHI-110011.

4:THE DIRECTOR

LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
TEZPUR
DIST. SONITPUR
IN- 784001
ASSAM

5:THE OSD
DEPUTY DIRECTOR
LOKPRIYA GOPINATH BODOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
TEZPUR
DIST. SONITPUR
PIN- 784001
ASSAM

6:JYOTI HAZARIKA
LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
QRT- E5/TYPE VI
LGBRIMH CAMPUS
TEZPUR
DIST. SONTPUR
PIN- 784001
ASSAM

7:HEMANTA DUTTA
LOKPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
QRT- E9/TYPE VI
LGBRIMH CAMPUS TEZPUR
DIST. SONITPUR
ASSAM
PIN- 784001.

Advocate for : MR. K P PATHAK
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND 6 ORS

Linked Case : 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
ASSAM

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

Linked Case : I.A.(Civil)/983/2025

THE UNION OF INDIA AND ORS
REP BY THE SECRETARY TO THE GOVT OF INDIA MINISTRY OF HEALTH
AND FAMILY WELFARE NIRMAN BHAWAN NEW DELHI 110011

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
ASSAM
VERSUS

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

Advocate for : MR. A K DUTTA
Advocate for : MR. R MAZUMDAR appearing for DR KANGKAN PATHAK

Linked Case : WP(C)/5054/2024

DR SAILENDRA KUMAR DEURI
R/O- KALIBARI
TEZPUR
ASSAM
784001 PRESENTLY SERVING AS DIRECTOR PROFESSOR OF LOKOPRIYA
GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL HEALTH
TEZPUR
ASSAM
PIN- 784001

VERSUS

THE UNION OF INDIA AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA
MINISTRY OF HEALTH AND FAMILY WELFARE
NIRMAN BHAVAN
NEW DELHI- 110011

2:THE CHAIRMAN EXECUTIVE COUNCIL
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH
REPRESENTED BY THE SECRETARY
HEALTH AND FAMILY WELFARE
GOVERNMENT OF INDIA
NIRMAN BHAVAN
NEW DELHI- 110011

3:THE UNDER SECRETARY TO MOH AND FW
GOVT. OF INDIA
NIRMAAN BHAWAN
NEW DELHI- 110011

4:THE LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF

MENTAL HEALTH
TEZPUR
DISTRICT- SONITPUR
ASSAM
PIN- 784001
REPRESENTED BY ITS DEPUTY DIRECTOR

5:DR. JYOTI HAZARIKA
PROF AND HOD DEPARTMENT OF MICROBIOLOGY AND MEDICAL
SUPERINTENDENT
THE LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF
MENTAL HEALTH
TEZPUR
DISTRICT- SONITPUR
ASSAM
PIN- 784001

Advocate for : MR. K N CHOUDHURY
Advocate for : GA
ASSAM appearing for THE UNION OF INDIA AND 4 ORS

Linked Case : WP(C)/3769/2024

SAILENDRA KUMAR DEURI
R/O- KALIBARI
TEZPUR
ASSAM
PIN- 784001
PRESENTLY SERVING AS DIRECTOR OF LOKOPRIYA GOPINATH BORDOLOI
REGIONAL INSTITUTE OF MENTAL HEALTH
TEZPUR
ASSAM
PIN- 784001.

VERSUS

THE UNION OF INDIA AND 6 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA
MINISTRY OF HEALTH AND FAMILY WELFARE
NIRMAN BHAVAN
NEW DELHI-110011.

2:THE CHAIRMAN EXECUTIVE COUNCIL
LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH

REPRESENTED BY THE SECRETARY
HEALTH AND FAMILY WELFARE
GOVERNMENT OF INDIA
NIRMAN BHAVAN
NEW DELHI-110011.

3:LOKOPRIYA GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL
HEALTH

TEZPUR
DIST. SONITPUR
ASSAM
PIN- 784001.

4:THE GOVERNMENT OF ASSAM
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006.

5:THE SECRETARY
DEPARTMENT OF DONER

VIGYAN BHAWAN
ANNEXE MAULANA AZAD ROAD
NEW DELHI-110011.

6:THE UNDER SECRETARY TO MOHFW

GOVT OF INDIA
NIRMAN BHAWAN
NEW DELHI-110011.

7:THE DEPUTY DIRECTOR

LGBRIMH
TEZPUR
ASSAM
PIN- 784001.

8:DR DHRUBA JYOTI CHETIA
S/O- SRI CHTRADHAR CHETIA R/O-QTR NO. TYPE VI/A1 LOKOPRIYA
GOPINATH BORDOLOI REGIONAL INSTITUTE OF MENTAL HEALTH
KALIBARI TEZPUR P.O. AND P.S.- TEZPUR DIST. - SONITPUR ASSAM PIN-
784001.

Advocate for : MR. K N CHOUDHURY
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA AND 6 ORS

Linked Case : WP(C)/5561/2024

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
ASSAM

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

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 04.09.2025

Mr. N. Gautam, learned counsel for the petitioner in W.P.[C] no. 3222/2025, W.P.[C] no. 3769/2024 & W.P.[C] no. 5054/2024; Mr. C. Paul, learned counsel for the petitioner in W.P.[C] no. 5561/2024 & W.P.[C] no. 1056/2025; Mr. A.K. Dutta, learned Standing Counsel, LGBRIMH; and Mr. K. Gogoi, learned Central Government Counsel for the Union of India are present.

As sought for and as agreed to by the learned counsel for the parties, list the cases on a date immediately after the ensuing puja vacation.

The interim order, wherever passed, shall continue till the next date of listing.

JUDGE

Comparing Assistant