

GAHC010146192024



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

**Case No. : WP(C)/3698/2024**

SAJAHAN SARKAR  
S/O- LATE GOLAM SARWAR SARKAR, R/O- HOUSE NO.3, BYE LANE NO.-2,  
KAILASH NAGAR, BHETAPARA ROAD, HATIGAON, GUWAHATI- 781038

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY, GOVERNMENT OF  
ASSAM, HOME AND POLITICAL DEPARTMENT, JANATA BHAWAN, DISPUR,  
GUWAHATI-6

2:THE SECRETARY TO GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

3:THE JOINT SECRETARY TO GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-

**Advocate for the Petitioner** : MR. K N CHOUDHURY, N GAUTAM,MS N MAHANTA,MR. J  
PATOWARY

**Advocate for the Respondent** : GA, ASSAM,

Linked Case : WP(C)/5552/2024

RITURAJ DOLEY  
S/O- RANJIT KUMAR DOLEY  
R/O- HOUSE NO. 9  
CHACHAL  
SIXMILE  
P.S. DISPUR  
DIST. KAMRUP(M)  
ASSAM  
PIN- 781022.

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY GOVERNMENT OF  
ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-781006.

2:THE SECRETARY TO THE GOVT. OF ASSAM  
HOME (A) DEPARTMENT  
DISPUR  
GUWAHATI-781006.

3:THE JOINT SECRETARY TO THE GOVT. OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-781006.

4:THE DIRECTOR GENERAL OF POLICE  
ULUBARI  
GUWAHATI-781007.

5:THE INSPECTOR GENERAL OF POLICE (T AND AP)

ASSAM-CUM-INQUIRY OFFICER  
ASSAM  
GHY-781007.

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Advocate for : MR. A K BARUAH  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : WP(C)/5229/2024

KULA PRADIP BHATTACHARYYA  
S/O- HEMANTA BHATTACHARYA  
R/O- H.N-07  
UDAYAN PATH -2  
TRIPURA ROAD  
BELTOLA  
GUWAHATI-28  
DIST- KAMRUP (M)  
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REP. BY ADDITIONAL CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-6.

2:THE SECRETARY  
TO THE GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
DISPUR  
GUWAHATI-6.

3:THE JOINT  
TO THE GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-6.

4:THE DIRECTOR GENERAL OF POLICE  
ULUBARI  
GUWAHATI-07  
ASSAM

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Advocate for : MR. K P PATHAK  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/6439/2024

WAHIDA BEGUM

D/O- IBRAHIM ALI

R/O- ECSTACY APARTMENT  
FLAT NO-5  
C-2  
LAKHIMI NAGAR  
HATIGAON  
P.S- DISPUR  
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM  
DEPARTMENT FINANCE  
DISPUR  
GUWAHATI- 06.

2:THE SECRETARY  
TO THE GOVT. OF ASSAM  
DEPARTMENT OF FINANCE (TAXATION)  
DISPUR  
GUWAHATI- 06.

3:THE ADDITIONAL SECRETARY  
TO THE GOVT. OF ASSAM  
DEPARTMENT OF FINANCE (TAXATION)  
DISPUR  
GUWAHATI- 06

4:THE COMMISSIONER OF TAXES  
GOVT. OF ASSAM

KAR BHAWAN  
GANESHGURI  
DISPUR  
GUWAHATI- 06

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Advocate for : MR N K SARMA  
Advocate for : SC  
FINANCE AND TAXATION appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/5483/2024

GITTARTHA BARUAH  
SON OF LATE HEM BARUAH

RESIDENT OF BAKUL PATH  
GAJAPATI VILA

NEAR NH-37  
POLICE STATION- JALUKBARI

DISTRICT- KAMRUP(METRO)  
ASSAM

PIN- 781013.

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF  
ASSAM

SKILL  
EMPLOYMENT AND ENTREPRENEURSHIP DEPARTMENT

BLOCK- D  
1ST FLOOR  
JANATA BHAWAN

DISPUR  
GUWAHATI- 781006.

2:THE DIRECTOR

DIRECTORATE OF EMPLOYMENT AND CRAFTSMEN TRAINING  
ASSAM

REHABARI  
GUWAHATI- 781008.

3:THE ADDITIONAL SECRETARY TO THE GOVERNMENT OF ASSAM  
SKILL  
EMPLOYMENT AND ENTREPRENEURSHIP DEPTT.  
BLOCK- D  
1ST FLOOR  
JANATA BHAWAN

DISPUR  
GUWAHATI- 781006.

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Advocate for : MR. T DEURI  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5381/2024

PUSHKAL GOGOI  
S/O- LATE PRADIP GOGOI

R/O- 2 NO MIRIHULA VILLAGE  
MORANHAT  
DIBRUGARH  
ASSAM  
PIN-785670

VERSUS

THE STATE OF ASSAM AND 3 ORS  
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM  
DEPARTMENT OF HOME AND POLITICAL  
ASSAM SECRETARIAT  
DISPUR  
GUWAHATI- 781006  
ASSAM

2:THE SECRETARY  
TO THE GOVERNMENT OF ASSAM  
DEPARTMENT OF HOME AND POLITICAL  
ASSAM SECRETARIAT  
DISPUR  
GUWAHATI- 781006  
ASSAM

3:THE DIRECTOR GENERAL OF POLICE  
ASSAM  
ULUBARI  
GUWAHATI-07

4:THE ASSISTANT INSPECTOR GENERAL OF POLICE (LAW)  
ASSAM  
ULUBARI  
GUWAHATI-07  
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Advocate for : MR H K DAS  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/5770/2024

SMTI. NANDINI KAKATI  
D/O LATE DR. RIPUNJOY KAKATI  
R/O 2G  
GHAR ENCLAVE  
JAYANAGAR  
GUWAHATI-22

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

3:THE JOINT SECRETARY TO THE GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/4668/2024

SUKANYA DAS  
W/O MR. KRISHNA BORDEURI

R/O BYLANE NO. 03  
GORCHUK  
CHARIALI

DIST. KAMRUP (M)  
ASSAM  
PIN-781035

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM

HOME (A) DEPARTMENT  
PIN-781006

2:THE DIRECTOR GENERAL OF POLICE

ASSAM  
ULUBARI  
DIST. KAMRUP (M)  
ASSAM  
PIN-781007

3:ASSISTANT INSPECTOR GENERAL OF POLICE (WELFARE)

ULUBARI  
DIST. KAMRUP (M)  
ASSAM  
PIN-781007

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Advocate for : MR. M K CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5610/2024

DIPANKAR DUTTA LAHKAR  
S/O- SRI JAJNYA DUTTA LAHKAR  
R/O- HOUSE NO.-6  
LAKSHMINAGAR  
RUPNAGAR  
GUWAHATI- 32

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

2:THE SECRETARY TO GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

3:THE JOINT SECRETARY TO GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5768/2024

DR. HITESH MAZUMDAR  
S/O SHRI BHAGABAN CH. DAS  
R/O NO. 2 MATHGHARIA  
MOTHER TERESA ROAD  
NOONMATI  
GUWAHATI-781020

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE PRINCIPAL SECRETARY  
GOVERNMENT OF ASSAM  
PERSONNEL DEPARTMENT  
DISPUR  
GUWAHATI-6

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
PERSONNEL DEPARTMENT  
DISPUR  
GUWAHATI-6

3:THE DEPUTY SECRETARY TO GOVERNMENT OF ASSAM  
PERSONNEL DEPARTMENT  
DISPUR  
GUWAHATI-6

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5971/2024

SAURAV PRAN SHARMA  
S/O SURESH CH. SHARMA  
RESIDENT OF BARPETA ROAD  
WARD NO. 2  
RAMAKRISHNA CENTRE ROAD  
PO BARPETA ROAD  
PS AND DIST BARPETA  
ASSAM 781315

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM  
EXCISE DEPARTMENT  
DISPUR GUWAHATI 781006

2:THE COMMISSIONER AND SECRETARY  
TO THE GOVT. OF ASSAM  
EXCISE DEPARTMENT  
DISPUR GUWAHATI 781006

3:THE SECRETARY  
TO THE GOVT. OF ASSAM  
EXCISE DEPARTMENT  
DISPUR GUWAHATI 781006

4:THE SECRETARY  
TO THE GOVT. OF ASSAM

PERSONNEL DEPARTMENT  
DISPUR GUWAHATI 781006

5:THE JOINT SECRETARY  
TO THE GOVT. OF ASSAM  
EXCISE DEPARTMENT  
DISPUR GUWAHATI 781006

6:THE INQUIRY OFFICER

ASSAM SECRETARIAT (CIVIL) DISPUR GUWAHATI 781006

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Advocate for : MR. N K KALITA  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 5 ORS

Linked Case : WP(C)/6856/2024

AMIT RAJ CHOUDHURY  
S/O PARESH CHOUDHURY  
R/O NABADAY APARTMENT

2-D  
SINAKI PATH  
MOTHER TERESA ROAD  
P.S. GEETANAGAR

DIST. KAMRUP (M)  
ASSAM  
PIN-781024

VERSUS

THE STATE OF ASSAM AND 3 ORS.  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-781006.

2:THE SECRETARY TO THE GOVT. OF ASSAM

HOME (A) DEPARTMENT  
DISPUR  
GUWAHATI-781006.

3:THE JOINT SECRETARY TO THE GOVT. OF ASSAM

HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-781006.

4:THE DIRECTOR GENERAL OF POLICE

ULUBARI  
GUWAHATI-781007

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Advocate for : MR. M SMITH  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS.

Linked Case : WP(C)/5754/2024

NITU MANI DAS  
S/O- SRI RAMANI MOHAN DAS  
R/O- FATASHIL AMBARI  
A.K. DEV ROAD  
NEAR TULA FACTORY  
GUWAHATI- 781025

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

2:THE SECRETARY TO GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6

3:THE JOINT SECRETARY TO GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR

GUWAHATI-6

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5384/2024

RAKESH DAS  
S/O- SRI BHAGABAN DAS  
R/O- H.NO. 45  
MANIMUGHAR NAGAR CHACHAL  
SIXMILE  
P.O. KHANAPARA  
GUWAHATI- 781022

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE PRINCIPAL AND SECRETARY TO THE GOVT. OF  
ASSAM  
SKILL EMPLOYMENT AND ENTREPRENEURSHIP DEPARTMENT  
DISPUR  
GUWAHATI- 781006

2:THE PRINCIPAL SECRETARY  
TO THE GOVERNMENT OF ASSAM  
SKILL EMPLOYMENT AND ENTREPRENEURSHIP DEPARTMENT  
DISPUR  
GUWAHATI- 781006

3:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
PERSONAL DEPARTMENT  
DISPUR  
GUWAHATI- 781006

4:THE ADDITIONAL SECRETARY TO THE SECRETARY TO THE  
GOVERNMENT OF ASSAM  
SKILL EMPLOYMENT AND ENTREPRENEURSHIP DEPARTMENT  
DISPUR  
GUWAHATI- 781006

5:THE INQUIRY OFFICER  
ASSAM SECRETARIATE (CIVIL) DISPUR  
GUWAHATI- 781006

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Advocate for : MR. Y S MANNAN  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : WP(C)/5594/2024

ASEEMA KALITA  
D/O- MADAN KALITA

R/O- H.NO-3

PRABHAT BARMAN PATH

JATIA  
KAHILIPARA

P.O- ASSAM  
SACHIBALAYA  
DISPUR  
KAMRUP (M)  
ASSAM  
PIN-781006

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-6.

2:THE SECRETARY  
TO THE GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT

DISPUR  
GHY-06

3:THE JOINT SECRETARY  
TO THE GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
DISPUR  
GHY-06

-----  
Advocate for : MR A ATREYA  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/3705/2024

AOICHAJYA JIBON BARUAH  
S/O-APURBA JIBON NARUAH  
R/O- HOUSE NO. 13  
ABC  
TARUN NAGAR  
OPP. SWADESHI ACADEMY  
GUWAHATI-781005.

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY GOVERNMENT OF  
ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GHY-6.

2:THE SECRETARY TO GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6.

3:THE JOINT SECRETARY TO GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-6.

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Advocate for : MR. K N CHOUDHURY  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS

Linked Case : WP(C)/5666/2024

NILANJAL GOGOI

S/O- LATE GANGADHAR GOGOI

FLAT NO-2H  
CENTURY APARTMENT  
G.S ROAD  
DISPUR  
GUWAHATI  
KAMRUP (M)  
ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REP. BY THE ADDL. CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM

DISPUR  
GHY-06

2:THE SECRETARY  
TO THE GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-05

3:THE JOINT SECRETARY  
TO THE GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-05

4:THE INSPECTOR GENERAL OF POLICE  
(MPC) CUM INQUIRY OFFICER  
ASSAM POLICE HEADQUARTER  
ULUBARI  
GUWAHATI

5:THE ASSISTANT INSPECTOR GENERAL OF POLICE  
(WELFARE)  
ASSAM  
GUWAHATI

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Advocate for : MR. A GOYAL

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : WP(C)/5249/2024

RUMIR TIMUNGPI  
D/O- MONGAL SING TIMUNG  
R/O- WARD NO. 6  
HOUSE NO. 149  
P.O. DIPHU  
DIST. KARBI ANGLONG  
ASSAM  
PIN- 782460.

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE  
GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
DISPUR  
GUWAHATI-781006  
ASSAM

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
HOME (A) DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GHY-781006  
ASSAM

3:THE JOINT SECRETARY TO THE GOVT. OF ASSAM  
HOME AND POLITICAL DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-781007  
ASSAM

4:THE DIRECTOR GENERAL OF POLICE

ULUBARI  
GUWAHATI-781007  
ASSAM

5:THE INSPECTOR GENERAL OF POLICE (T AND AP

ASSAM -CUM- INQUIRING OFFICER  
ULUBARI  
GHY-781007  
ASSAM

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Advocate for : MR. B GOGOI  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : WP(C)/6311/2024

NABANITA SHARMA  
W/O RANDHIR GOSWAMI

RESIDENT OF HOUSE NO. 4  
BYE LANE NO. 6  
ZOO ROAD TINIALI  
HRIDAY RANJAN PATH  
PO GEETANAGAR  
DIST KAMRUP M ASSAM 781003

VERSUS

THE STATE OF ASSAM AND 2 ORS.  
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVT. OF  
ASSAM  
HOME AND POLITICAL DEPARTMENT JANATA BHAWAN  
DISPUR GUWAHATI 06

2:THE SECRETARY  
TO THE GOVT. OF ASSAM  
HOME AND POLITICAL DEPARTMENT JANATA BHAWAN  
DISPUR GUWAHATI 06

3:THE JOINT SECRETARY  
TO THE GOVT. OF ASSAM  
HOME AND POLITICAL DEPARTMENT JANATA BHAWAN  
DISPUR GUWAHATI 06

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Advocate for : MR. T DEURI  
Advocate for : GA  
ASSAM appearing for THE STATE OF ASSAM AND 2 ORS.

**BEFORE  
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : --04.09.2025**

Mr. A. Chowdhury, learned Senior Counsel assisted by Ms. B. Chowdhury, learned counsel; Mr. Y. Mannan, learned counsel; Mr. D.K. Das, learned Senior Counsel; Ms. B. Saihia, learned counsel representing Mr. H.K. Das, learned counsel and other learned counsel for the petitioners; and Mr. D. Nath, learned Senior Government Advocate, Assam for the State respondents are present.

List the cases before any other Bench without me [M. Choudhury, J.].

Learned counsel for the parties have submitted that the cases of this category [Category – B] be listed after the ensuing long vacation, along with the cases in Category – A.

The learned counsel for the parties have conjointly sought for listing of the cases on 30.10.2025.

The interim Orders, if any, would continue to operate till the next date of listing.

The Registry to take necessary steps accordingly.

**JUDGE**

**Comparing Assistant**