

GAHC010229912024



undefined

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

**Case No. : WA/372/2024**

M/S SATYA NARAYAN SARMA TRADERS, GOALPARA  
REPRESENTED BY ITS MANAGING DIRECTOR, GOALPARA TOWN, P.O.-  
BALADMARI, P.S. AND DISTRICT- GOALPARA, ASSAM. PIN - 783101

VERSUS

BARDAMAL GPSS LTD AND 28 ORS  
REPRESENTED BY ITS SECRETARY MOFIDUL ISLAM, AGED ABOUT 49  
YEARS, RESIDENT OF VILLAGE AND P.O.- BARDAMAL, P.S.- AGIA,  
DISTRICT- GOALPARA, ASSAM. PIN NO.- 783120

2:KRISHNAI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN MOIJUDDIN SHEIKH  
AGED ABOUT 62 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- KRISHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783126

3:DODAN GPSS LTD.  
REPRESENTED BY ITS SECRETARY JOGENDRA CHANDRA RABHA  
AGED ABOUT 48 YEARS  
RESIDENT OF VILLAGE- BAIDA  
P.O.- JURIGAON  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

4:BALIJANA GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN SUKDHAN RABHA  
AGED ABOUT 53 YEARS  
SON OF LATE DHANESWAR RABHA

RESIDENT OF VILLAGE  
P.O. AND P.S.- AGIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

5:JOYRAMKUCHI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN DEBCHARAN RABHA  
AGED ABOUT 53 YEARS  
RESIDENT OF VILLAGE- THARKO  
P.O.- PANICALI  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

6:GURIADHAP GPSS LTD.  
REPRESENTED BY ITS SECRETARY AKSADUR RAHMAN  
AGED ABOUT 58 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHUMERGHAT  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783330

7:CHUNARI GPSS LTD.  
REPRESENTED BY ITS SECRETARY NOZRUL ISLAM  
AGED ABOUT 39 YEARS  
RESIDENT OF VILLAGE AND P.O.- CHUNARI  
P.S.- LAKHIPUR DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

8:GOALPARA WHOLESALE LTD.  
REPRESENTED BY ITS SECRETARY AMINUL HOQUE  
AGED ABOUT 57 YEARS  
RESIDENT OF- GOALPARA TOWN  
WARD NO.- 3  
P.O. AND P.S.- GOALPARA SADAR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

9:FAIR PRICE DEALER CARRIAGE AND CONTRACT CO-OPERATIVE  
SOCIETY LTD.  
REPRESENTED BY ITS SECRETARY AMINUL HUSSAIN  
AGED ABOUT 62 YEARS  
RESIDENT OF- GOALPARA TOWN  
WARD NO.- 3  
P.O. AND P.S.- GOALPARA SADAR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

10:JALESWAR GPSS LTD.  
REPRESENTED BY ITS SECRETARY ABDUN NUR MOLLAH  
AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE AND P.O.- JALESWAR  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783132

11:JAKHILI GPSS LTD.  
REPRESENTED BY ITS SECRETARY ANANDA RAM BARMAN  
AGED ABOUT 38 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHAIGAON  
P.S.- KRISHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783126

12:RANGJULI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN SAHADEV RABHA  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- RANGJULI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783130

13:DUDHNAI GPSS LTD.  
REPRESENTED BY ITS SECRETARY GUNADHAR RABHA  
AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- DUDHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783124

14:DHANUBHANGA GPSS LTD.  
REPRESENTED BY ITS SECRETARY TIRTHALOCHAN KACHARY  
AGED ABOUT 55 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHANUBHANGA  
P.S.- DHUPDHARA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783130

15:BIKALI GPSS LTD.  
REPRESENTED BY ITS SECRETARY JAGADISH BASUMATARY  
AGED ABOUT 46 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- DHUPDHARA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783123

16:TAKIMARI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN MONIR UDDIN AHMED  
AGED ABOUT 46 YEARS  
RESIDENT OF VILLAGE AND P.O.- TAKIMARI  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

17:KALSABHANGA RAWKHOWA GPSS LTD.  
REPRESENTED BY ITS SECRETARY JAHIRUL ISLAM MANDAL  
AGED ABOUT 43 YEARS  
RESIDENT OF VILLAGE AND P.O.- RAWKHOWA  
P.S.- CHUNARI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

18:BAGUAN GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN ABDUR RAHIM  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- BAGUAN  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

19:JHUNKAIPARA GPSS LTD.  
REPRESENTED BY ITS SECRETARY SHAMIM HASSAN  
AGED ABOUT 28 YEARS  
RESIDENT OF VILLAGE- JHUNKAIPARA  
P.O.- SIMLABARI  
P.S.- BAGUAN  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

20:BODAHAPUR GPSS LTD.  
REPRESENTED BY ITS SECRETARY MAHENDRA RAY  
AGED ABOUT 61 YEARS  
RESIDENT OF VILLAGE AND P.O.- BODAHAPUR  
P.S.- AGIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

21:SRI SRI SURJYAGIRI GPSS LTD.  
REPRESENTED BY ITS SECRETARY AFIZ UDDIN AHMED  
AGED ABOUT 73 YEARS  
RESIDENT OF VILLAGE AND P.O. DUBAPARA  
P.S.- MORNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

22:SIDHABARI GPSS LTD.  
REPRESENTED BY ITS SECRETARY SUSHIL KUMAR NATH  
AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE- SIDHABARI  
P.O.- BAKAITARI  
P.S.- MATIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783125

23:DALGOMA GPSS LTD.  
REPRESENTED BY ITS SECRETARY AZIZUL HOQUE  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE- BUDUCHAR  
P.O.- DALGOMA  
P.S.- MATIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783125

24:THE UNION OF INDIA  
REPRESENTED BY SECRETARY TO THE DEPARTMENT OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
SHASTRI BHAWAN  
NEW DELHI. PIN- 110001

25:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER TO THE GOVT. OF ASSAM  
DEPARTMENT OF FOOD  
PUBLIC DISTRIBUTION AND CONSUMER AFFAIRS  
DISPUR  
GUWAHATI- 781006

26:THE COMMISSIONER OF FOOD  
PUBLIC DISTRIBUTION  
CONSUMER AFFAIRS AND LEGAL METROLOGY  
ASSAM  
ULUBARI  
GUWAHATI- 07

27:THE SECRETARY TO THE GOVT. OF ASSAM  
FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
GUWAHATI- 781006  
DISTRICT- KAMRUP (M)  
ASSAM

28:THE DIRECTOR OF FOOD

CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
BHANGAGARH  
GUWAHATI- 781005  
DISTRICT- KAMRUP (M)  
ASSAM

29:THE DISTRICT COMMISSIONER  
GOALPARA  
P.S. AND DISTRICT- GOALPARA  
ASSAM. PIN- 78310

**Advocate for the Petitioner** : MR. T J MAHANTA, R BORDOLOI,MS. P P DAS,MS P SARMA,MR. A BORUA,MR. TARUN GOGOI,MR. P P DUTTA

**Advocate for the Respondent** : DY.S.G.I., MS. A KAUSHAR (R-1 TO 23),MR S ISLAM (R-1 TO 23),MR. A CHOUDHURY (R-1 TO 23),MR H R A CHOUDHURY (R-1 TO 23),GA, ASSAM

Linked Case : I.A.(Civil)/3355/2024

M/S SATYA NARAYAN SARMA TRADERS  
GOALPARA  
REPRESENTED BY ITS MANAGING DIRECTOR  
GOALPARA TOWN  
P.O.- BALADMARI  
P.S. AND DISTRICT- GOALPARA  
ASSAM. PIN - 783101

VERSUS

BARDAMAL GPSS LTD AND 28 ORS  
REPRESENTED BY ITS SECRETARY MOFIDUL ISLAM  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE AND P.O.- BARDAMAL  
P.S.- AGIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

2:KRISHNAI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN MOIJUDDIN SHEIKH  
AGED ABOUT 62 YEARS  
RESIDENT OF VILLAGE

P.O. AND P.S.- KRISHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783126

3:DODAN GPSS LTD.  
REPRESENTED BY ITS SECRETARY JOGENDRA CHANDRA RABHA  
AGED ABOUT 48 YEARS  
RESIDENT OF VILLAGE- BAIDA  
P.O.- JURIGAON  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

4:BALIJANA GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN SUKDHAN RABHA  
AGED ABOUT 53 YEARS  
SON OF LATE DHANESWAR RABHA  
RESIDENT OF VILLAGE  
P.O. AND P.S.- AGIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

5:JOYRAMKUCHI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN DEBCHARAN RABHA  
AGED ABOUT 53 YEARS  
RESIDENT OF VILLAGE- THARKO  
P.O.- PANICALI  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

6:GURIADHAP GPSS LTD.  
REPRESENTED BY ITS SECRETARY AKSADUR RAHMAN  
AGED ABOUT 58 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHUMERGHAT  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783330

7:CHUNARI GPSS LTD.  
REPRESENTED BY ITS SECRETARY NOZRUL ISLAM  
AGED ABOUT 39 YEARS  
RESIDENT OF VILLAGE AND P.O.- CHUNARI  
P.S.- LAKHIPUR DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

8:GOALPARA WHOLESALE LTD.  
REPRESENTED BY ITS SECRETARY AMINUL HOQUE

AGED ABOUT 57 YEARS  
RESIDENT OF- GOALPARA TOWN  
WARD NO.- 3  
P.O. AND P.S.- GOALPARA SADAR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

9:FAIR PRICE DEALER CARRIAGE AND CONTRACT CO-OPERATIVE  
SOCIETY LTD.

REPRESENTED BY ITS SECRETARY AMINUL HUSSAIN

AGED ABOUT 62 YEARS  
RESIDENT OF- GOALPARA TOWN  
WARD NO.- 3  
P.O. AND P.S.- GOALPARA SADAR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

10:JALESWAR GPSS LTD.

REPRESENTED BY ITS SECRETARY ABDUN NUR MOLLAH

AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE AND P.O.- JALESWAR  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783132

11:JAKHILI GPSS LTD.

REPRESENTED BY ITS SECRETARY ANANDA RAM BARMAN

AGED ABOUT 38 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHAIGAON  
P.S.- KRISHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783126

12:RANGJULI GPSS LTD.

REPRESENTED BY ITS CHAIRMAN SAHADEV RABHA

AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- RANGJULI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783130

13:DUDHNAI GPSS LTD.

REPRESENTED BY ITS SECRETARY GUNADHAR RABHA

AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- DUDHNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783124

14:DHANUBHANGA GPSS LTD.  
REPRESENTED BY ITS SECRETARY TIRTHALOCHAN KACHARY  
AGED ABOUT 55 YEARS  
RESIDENT OF VILLAGE AND P.O.- DHANUBHANGA  
P.S.- DHUPDHARA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783130

15:BIKALI GPSS LTD.  
REPRESENTED BY ITS SECRETARY JAGADISH BASUMATARY  
AGED ABOUT 46 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- DHUPDHARA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783123

16:TAKIMARI GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN MONIR UDDIN AHMED  
AGED ABOUT 46 YEARS  
RESIDENT OF VILLAGE AND P.O.- TAKIMARI  
P.S.- LAKHIPUR  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

17:KALSABHANGA RAWKHOWA GPSS LTD.  
REPRESENTED BY ITS SECRETARY JAHIRUL ISLAM MANDAL  
AGED ABOUT 43 YEARS  
RESIDENT OF VILLAGE AND P.O.- RAWKHOWA  
P.S.- CHUNARI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

18:BAGUAN GPSS LTD.  
REPRESENTED BY ITS CHAIRMAN ABDUR RAHIM  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE  
P.O. AND P.S.- BAGUAN  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783129

19:JHUNKAIPARA GPSS LTD.  
REPRESENTED BY ITS SECRETARY SHAMIM HASSAN  
AGED ABOUT 28 YEARS  
RESIDENT OF VILLAGE- JHUNKAIPARA  
P.O.- SIMLABARI  
P.S.- BAGUAN  
DISTRICT- GOALPARA

ASSAM. PIN NO.- 783101

20:BODAHAPUR GPSS LTD.  
REPRESENTED BY ITS SECRETARY MAHENDRA RAY  
AGED ABOUT 61 YEARS  
RESIDENT OF VILLAGE AND P.O.- BODAHAPUR  
P.S.- AGIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783120

21:SRI SRI SURJYAGIRI GPSS LTD.  
REPRESENTED BY ITS SECRETARY AFIZ UDDIN AHMED  
AGED ABOUT 73 YEARS  
RESIDENT OF VILLAGE AND P.O. DUBAPARA  
P.S.- MORNAI  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783101

22:SIDHABARI GPSS LTD.  
REPRESENTED BY ITS SECRETARY SUSHIL KUMAR NATH  
AGED ABOUT 57 YEARS  
RESIDENT OF VILLAGE- SIDHABARI  
P.O.- BAKAITARI  
P.S.- MATIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783125

23:DALGOMA GPSS LTD.  
REPRESENTED BY ITS SECRETARY AZIZUL HOQUE  
AGED ABOUT 49 YEARS  
RESIDENT OF VILLAGE- BUDUCHAR  
P.O.- DALGOMA  
P.S.- MATIA  
DISTRICT- GOALPARA  
ASSAM. PIN NO.- 783125

24:THE UNION OF INDIA  
REPRESENTED BY SECRETARY TO THE DEPARTMENT OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
SHASTRI BHAWAN  
NEW DELHI. PIN- 110001

25:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER TO THE GOVT. OF ASSAM  
DEPARTMENT OF FOOD  
PUBLIC DISTRIBUTION AND CONSUMER AFFAIRS  
DISPUR  
GUWAHATI- 781006

26:THE COMMISSIONER OF FOOD  
PUBLIC FISTRIBUTION  
CONSUMER AFFAIRS AND LEGAL METROLOGY  
ASSAM  
ULUBARI  
GUWAHATI- 07

27:THE SECRETARY TO THE GOVT. OF ASSAM  
FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
GUWAHATI- 781006  
DISTRICT- KAMRUP (M)  
ASSAM

28:THE DIRECTOR OF FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS  
ASSAM  
BHANGAGARH  
GUWAHATI- 781005  
DISTRICT- KAMRUP (M)  
ASSAM

29:THE DISTRICT COMMISSIONER  
GOALPARA  
P.S. AND DISTRICT- GOALPARA  
ASSAM. PIN- 783101

-----  
Advocate for : MR. T J MAHANTA  
Advocate for : DY.S.G.I. appearing for BARDAMAL GPSS LTD AND 28 ORS

**BEFORE**  
**HONOURABLE THE CHIEF JUSTICE**  
**HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

Date : **26.03.2025**  
(Vijay Bishnoi, CJ)

Mr. H. R. A. Choudhury, learned senior counsel appearing on behalf of respondents No. 1 to 23, on 10.02.2025, has prayed for some time to file the counter affidavit and the same was granted.

However, till date, it is seen that no counter affidavit has been filed on behalf of respondents No. 1 to 23.

In the interest of justice, one more opportunity is granted to Mr. Choudhury, learned senior counsel appearing on behalf of respondents No. 1 to 23, to do the needful.

List it after 6(six) weeks.

Interim order passed by this Court on 04.11.2024, shall remain in currency till the next date of listing.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**