

GAHC010231882025



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

Case No. : MC/51/2025

ALL ASSAM FOREST PROTECTION FORCE EMPLOYEES ASSOCIATION
REP. BY SRI ASWINI KNOWAR AND SRI HAREN CH. ROY AS THE
PRESIDENT AND GENERAL SECRETARY RESPECTIVELY HAVING ITS
HEAD OFFICE AT RUKMINIGAON, P.O. KHANAPARA, P.S. DISPUR,
GUWAHATI, DIST. KAMRUP M, PIN-781006, ASSAM.

VERSUS

THE STATE OF ASSAM
REP. BY THE CHIEF SECY. TO THE GOVT. OF ASSAM, ASSAM
SACHIVALAYA, DISPUR, GHY.-781006, P.S. DISPUR, DIST. KAMRUP M,
ASSAM.

2:THE PRINCIPAL SECRETARY
TO THE GOVT. OF ASSAM
FOREST DEPTT.
ASSAM SACHIVALAYA
DISPUR
GHY-781006
P.S. DISPUR
DIST. KAMRUP M
ASSAM.

3:THE PRINCIPAL CHIEF CONSERVATOR

FOREST and HEAD OF FOREST FORCE
ASSAM
PANJABARI
GHY.-781037
DIST. KAMRUP M
ASSAM.

4:THE ADDL. PRINCIPAL CHIEF CONSERVATOR OF FORESTS

ADMN. and VIG. OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF
FORESTS and HEAD OF FOREST FORCE
ASSAM
PANJABARI
GHY.-781037
DIST. KAMRUP M
ASSAM.

5:THE COMMANDANT
1ST ASSAM FOREST PROTECTION FORCE BN. BASISTHA GUWAHATI 2

Advocate for the Petitioner : MR. S J SARMAH, MR. M P BORAH

Advocate for the Respondent : GA, ASSAM, SC, FOREST

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 23.02.2026

Heard Mr. S. J. Sarmah, learned counsel for the applicant. Also heard Mr. D. Gogoi, learned Standing Counsel Forest Department appearing for the opposite parties.

2. The present miscellaneous application has been instituted praying for recall of an order dated 10.04.2025 passed by this Court towards dismissing the connected writ petition being WP(C) No. 293/2015 for non-prosecution.

3. It is projected in the misc. case that the petitioners on account of oversight had missed the listing of the matter before this Court on 10.04.2025. It is also projected that the petitioners were also unable to engage a fresh set of counsel at the relevant point of time and accordingly for dismissal of the writ petition for non-prosecution by this Court the petitioners were not responsible.

4. Mr. Sarmah, learned counsel for the applicant has reiterated the said

contention and has prayed that this Court would be pleased to recall the order dated 10.04.2025 and consider the connected writ petition on its own merit.

5. Mr. Gogoi, learned counsel for the opposite parties has vehemently objected to the prayer made by the petitioner for restoration of the connected writ petition. He submits that the writ petition is not maintainable and accordingly it would not be mandated to be restored.

6. The submissions made by Mr. Gogoi is directed against the merit of the connected writ petition and is not so based on the prayer made in the present I.A.

7. In view of the above discussion, this Court is of the considered view that the order dated 10.04.2025 would require reconsideration and accordingly on appreciating the circumstances as highlighted by petitioner in the matter, this Court proceeds to its recall order dated 10.04.2025.

8. The connected writ petition being WP(C) No. 99/2017 stands restored to its original file. Registry to list WP(C) No. 99/2017 on 26.02.2026.

9. The miscellaneous application accordingly stands disposed of.

JUDGE

Comparing Assistant