

GAHC010240082025



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

Case No. : WP(C)/6306/2025

KANDARPA KUMAR ROY
SON OF LATE KAMALESWAR ROY, RESIDENT OF VILL.- SARIHA CHAKLA,
P.O. AND P.S. - PATACHARKUCHI, DIST.- BAJALI, PIN- 781326, ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, HOME DEPARTMENT, DISPUR, PIN- 781006, ASSAM

2:THE DIRECTOR GENERAL OF POLICE
ASSAM POLICE HEADQUARTERS
ULUBARI
GUWAHATI- 781007
KAMRUP METRO
ASSAM

3:THE SPECIAL DIRECTOR GENERAL OF POLICE (BORDER)
ULUBARI
GUWAHATI- 781007
KAMRUP METRO
ASSAM

4:THE INSPECTOR GENERAL OF POLICE (B)

SRIMANTAPUR
GUWAHATI
DIST- KAMRUP METRO
PIN- 781005
ASSAM.

5:THE SUPERINTENDENT OF POLICE

OFFICE OF THE SUPERINTENDENT OF POLICE
NAGAON
PIN- 782001
DIST.- NAGAON
ASSAM

6:THE SUPERINTENDENT OF POLICE
OFFICE OF THE SUPERINTENDENT OF POLICE
HOJAI
PIN- 782435
DIST.- HOJAI
ASSA

Advocate for the Petitioner : MR. P P BORTHAKUR, MR. T KALITA, A GOSWAMI, KAKU
GOGOI

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

10.11.2025

Heard Mr. P.P. Borthakur, learned counsel for the petitioner.

The present writ petitioner is before this Court putting to challenge to the termination order dated 12.07.2024 issued by the Disciplinary Authority imposing a major penalty of dismissal from service on the petitioner as well as the order dated 07.12.2024 passed by the Appellate Authority confirming the order passed by the Disciplinary Authority.

It is submitted that the order of the Disciplinary Authority was passed in contravention of the provisions of Assam Services (Discipline & Appeal) Rules, 1964, besides being violative of the principles of natural justice and the parameters prescribed by law governing disciplinary proceedings.

Mrs. M. Bhattacharyaa, learned Addl. Senior Government Advocate represents all the respondents.

Considering the issues involved, let notices be issued.

Call for the records.

Since the respondents duly represented, notices are waived. However, extra copies be furnished within a period of one week from today.

The respondents may consider filing their affidavit, if so advised in the meantime.

List after returnable date.

JUDGE

Comparing Assistant