

GAHC010241212023



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

**Case No. : WP(C)/6249/2023**

ARUN DAS AND 2 ORS  
S/O ANIL DAS VILL PUB DHARAMTUL WARD NO. 3 P.O. DHARAMTUL P.S  
JAGIROAD DIST MORIGAON PIN 782412

2: DIPAK DUTTA  
SON OF LATE DANU DUTTA

VILLAGE- HATAKHOLA  
WARD NO. 4  
P.O.- DHARAMTUL  
P.S.- JAGIROAD  
DISTRICT- MORIGAON  
PIN- 782412.

3: PRADIP CHANDRA MEDHI  
SON OF CHANDU RAM MEDHI

VILLAGE- HATAKHOLA (SANTIPUR)  
WARD NO. 4  
P.O.- DHARAMTUL  
P.S.- JAGIROAD  
DISTRICT- MORIGAON  
PIN- 782412

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REP BY ITS COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM  
DEPTT OF PANCHAYAT AND RURAL DEVEOPMENT ASSAM DISPUR  
GUWAHATI 6

2:THE DEPUTY COMMISSIONER  
MORIGAON  
MORIGAON

ASSAM- 782105.

3:THE BLOCK DEVELOPMENT OFFICER  
MAYONG BLOCK  
JAGIROAD  
MORIGAON  
ASSAM.

4:THE SECRETARY  
DAKHIN-DHARAMTUL GAON PANCHAYAT  
MORIGAON  
ASSAM.

5:THE PRESIDENT  
DAKHIN-DHARAMTUL GAON PANCHAYAT)

SON OF LATE ROBIN MEDHI

VILLAGE- HATAKHOLA (SANTIPUR)  
P.O.- DHARAMTUL  
P.S.- JAGIROAD  
MORIGAON  
ASSAM- 782412.

6:PALASH CHANDRA MEDHI  
PRESIDENT OF DAKHIN-DHARAMTUL GAON PANCHAYAT)

SON OF LATE ROBIN MEDHI

VILLAGE- HATAKHOLA (SANTIPUR)  
P.O.- DHARAMTUL  
P.S.- JAGIROAD  
MORIGAON  
ASSAM- 782412

**Advocate for the Petitioner** : MR. A K BARUAH

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**Date : 19/10/2023**

Heard Mr. A.K. Baruah, learned counsel for the writ petitioners. Perused the averments made in the writ petition.

The primary grievance of the petitioners is that the respondents have diverted the funds allocated for the benefit of actual beneficiaries under the "PMAY-G" scheme, thus depriving the poor persons like the petitioners.

Mr. N.K. Debnath, learned Standing Counsel, Panchayat and Rural Development Department, Assam, prays for some time to obtain instruction.

Issue notice of motion returnable in six weeks.

Since Mr. N.K. Debnath, learned Standing Counsel, Panchayat and Rural Development Department, Assam, has appeared and accepted notice on behalf of the respondent nos. 1, 3 & 4 and Ms. S. Sarma, learned Government Advocate, Assam, has accepted notice on behalf of the respondent no. 2, service of notice is deemed to be complete on the said respondents. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel within seven days from today, so as to enable them to obtain instruction.

Petitioners to take steps for service of notice upon the respondent nos. 5 & 6 by registered post with A/D within one week.

List accordingly.

**JUDGE**

**Sukhamay**

**Comparing Assistant**