

GAHC010241502025



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

Case No. : WP(C)/6372/2025

CAPOL AND 2 ORS.
(CACHAR MODEL DUCK -CUM- POULTRY PROJECT, BREEDING,
MARKETING AND PROCESSING DEVELOPMENT CO-OPERATIVE LTD),
CACHAR, SILCHAR, REPRESENTED BY ITS MANAGING DIRECTOR,
FARMAN ALI BARBHUIYAN

2: FARMAN ALI BARBHUIYAN
S/O LATE HAZI NUR ALI BARBHUIYAN
R/O VILL- BIDRUHIPAR
P.O.- HALIKHAL BAZAR
P.S.- KACHUDARAM
DIST- CACHAR
ASSAM
PIN-788116. MANAGING DIRECTOR
CAPOL (CACHAR MODEL DUCK -CUM- POULTRY PROJECT
BREEDING
MARKETING AND PROCESSING DEVELOPMENT CO-OPERATIVE LTD)
CACHAR
SILCHAR
DIST- CACHAR
ASSAM

3: ALPANA BEGUM LASKAR
D/O MAKABBIR ALI LASKAR
VILL- KAZIDAHAR PART-I
P.O.- KAZIDAHAR
P.S.- SONAI
PIN-788115
DIST- CACHAR
ASSAM. CHAIRPERSON
CAPOL (CACHAR MODEL DUCK -CUM- POULTRY PROJECT
BREEDING
MARKETING AND PROCESSING DEVELOPMENT CO-OPERATIVE LTD)
CACHAR

SILCHAR
DIST- CACHAR
ASSA

VERSUS

THE STATE OF ASSAM AND 7 ORS.
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE
GOVERNMENT OF ASSAM, PANCHAYAT AND RURAL DEVELOPMENT
DEPARTMENT, JANATA BHAWAN, DISPUR, GUWAHATI- 781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF FINANCE
ASSAM CIVIL SECRETARIAT
DISPUR
GUWAHATI-781006

3:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWHAATI-781037

4:THE JOINT COMMISSIONER
O/O THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-781037

5:THE FINANCIAL ADVISOR
O/O THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-781037

6:THE MISSION DIRECTOR
ASSAM STATE RURAL LIVELIHOODS MISSION SOCIETY
SIVA NATH GOGOI PATH
PANJABARI
NABAJYOTI NAGAR
GUWAHATI-781037

7:THE DISTRICT COMMISSIONER
CACHAR
AND CHAIRMAN
DRDA

CACHAR
SILCHAR
DIST- CACHAR
ASSAM
PIN-788001

8:THE PROJECT DIRECTOR
DISTRICT RURAL DEVELOPMENT AGENCY
SILCHAR
DIST- CACHAR
ASSAM
PIN-78800

Advocate for the Petitioner : MR. N UPADHAYAY, MR. S SUTRADHAR

Advocate for the Respondent : SC, P AND R.D., GA, ASSAM,SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : --11.02.2026

Heard Mr. S. Sutradhar, learned counsel for the petitioners and Ms. N. Bora, learned Standing Counsel, Panchayat & Rural Development Department for the respondent nos. 1, 3, 4, 5, 6 & 8 and Mr. S.R. Baruah, learned Junior Government Advocate, Assam for the respondent no. 7, District Commissioner, Cachar,

Both Ms. Bora and Mr. Baruah have submitted that the District Rural Development Agency [DRDA] stood merged with the Zilla Parishad with effect from 01.08.2017 and no funds are available under the schemes administered by the erstwhile DRDA.

Ms. Bora has further submitted that she has received para-wise comments from the respondent no. 3 to file the counter affidavit and has beseeched for further one week time as a last opportunity to file the counter affidavit.

The request made by Ms. Bora is allowed as a last opportunity. Such affidavit shall be filed on or before 20.02.2026. It is observed that in the event no such counter affidavit is filed on or before 20.02.2026, then no counter affidavit shall be accepted for consideration

thereafter.

List the case on 06.03.2026.

JUDGE

Comparing Assistant