

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
ASSAM

VERSUS

THE STATE OF ASSAM AND 8 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-788001

9:THE CHIEF EXECUTIVE OFFICER
CACHAR ZILLA PARISHAD
CACHAR
SILCHAR

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 : 25.03.2026

Heard Mr. S. Sutradhar, learned counsel for the petitioner and Ms. P. Thapa, learned counsel appearing on behalf of Mr. S. Dutta, learned Standing Counsel, Panchayat and Rural Development [P&RD] Department for the respondent nos. 1, 3, 4, 5, 6 & 8; and Ms. U. Das, learned Additional Advocate, Assam for the respondent no. 7.

The party-respondent no. 9 has been newly impleaded.

Let notice be issued to the newly impleaded party-respondent no. 9. Notice is made returnable on 08.05.2026.

Ms. Thapa, learned counsel has submitted that she would appear and accept the notice on behalf of the respondent no. 9. In view of the same, issuance of formal notice to the newly impleaded respondent no. 9 is dispensed with.

Mr. Sutradhar, learned counsel for the petitioner shall furnish a copy of the writ petition

along with annexures, to Ms. Thapa within 2 [two] working days from today.

The respondent no. 3 only has filed the counter affidavit till date. The other respondents have not filed any counter affidavit till date. The remaining respondents shall ensure that their respective counter affidavits are filed on or before the next date of listing.

List the case on 08.05.2026.

JUDGE

Comparing Assistant