

GAHC010242062024



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

**Case No. : WA/67/2025**

RAJDEEP RAJKHOWA  
S/O CHANDAN RAJKHOWA, RESIDENT OF OIL VALLEY GAS AGENCY,  
JYOTI NAGAR MAKUM JUNCTION, BONGALIGAON, DIST TINSUKIA,  
ASSAM 786170.

VERSUS

SWAGATAM BORHAJOWAL AND 3 ORS  
S/O SRI NUMAL CHANDRA BORHAJOWAL, RESIDENT OF GELLAPUKHURI  
ROAD, PO AND PS AND DIST TINSUKIA, ASSAM.

2:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY  
DEPARTMENT OF EXCISE DISPUR GUWAHATI 06

3:THE COMMISSIONER OF EXCISE  
ASSAM HOUSEFED COMPLEX  
DISPURGUWAHATI 781006

4:THE DISTRICT COMMISSIONER  
TINSUKIA ASSAM 78612

**Advocate for the Petitioner** : MR. H BURAGOHAIN, MS R SAHA

**Advocate for the Respondent** : MR. P N GOSWAMI (R-2,3), MR. D GOGOI, ADV. EXCISE  
DEPTT.,MR. C SHARMA (R1)

**Linked Case : I.A.(Civil)/837/2025**

RAJDEEP RAJKHOWA  
S/O- CHANDAN RAJKHOWA  
R/O- OIL VALLEY GAS AGENCY

JYOTI NAGAR MAKUM JUNCTION  
BONGALIGAON

DIST- TINSUKIA  
ASSAM  
PIN- 786170

VERSUS

SWAGATAM BORHAJOWAL  
S/O- NUMAL CHANDRA BORHAJOWAL  
R/O- GELLAPUKHURI ROAD  
PO AND PS TINSUKIA  
DIST- TINSUKIA  
ASSAM

2:THE STATE OF ASSAM  
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ASSAM HOUSEFED COMPLEX  
DISPURGUWAHATI 781006

4:THE DISTRICT COMMISSIONER

TINSUKIA ASSAM 786125  
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For applicant(s) : Mr. S. Dutta, Sr. Advocate  
Mr. H. Buragohain, Advocate  
For respondent(s) : Mr. C. Sharma, Advocate

– BEFORE –

**HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI**  
**HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**02.04.2025**

*(Vijay Bishnoi, CJ)*

Issue notice, returnable in four weeks.

Mr. C. Sharma, learned counsel has put in appearance on behalf of respondent

No. 1.

Notice upon respondent Nos. 2 to 4 be served through the Standing counsel, Excise Department and the learned Government Advocate, Assam.

Learned counsel for the respondents are directed to file response to this Interlocutory Application within a period of two weeks.

It is made clear that the proceedings pursuant to the Notice Inviting e-Bid (NIB) dated 04.01.2025, floated by the District Commissioner, Tinsukia, will remain subject to the final outcome of Writ Appeal No. 67/2025.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**