

GAHC010245022022



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

Case No. : WP(C)/7753/2022

DAKSHIN BIJNI SS LTD
HAVING ITS REGISTERED OFFICE AT
P.O.- ANANDA BAZAR, BAGSA (BTAD), ASSAM
REPRESENTED BY ITS CHAIRMAN SRI SANJAY KALITA, AGED ABOUT 39
YEARS,
SON OF LATE ARUN KALITA,
VILLAGE- BARTARI, P.O.- SONAFULLY,
DISTRICT- BAKSA, ASSAM,
PIN- 781318.

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM,
DEPARTMENT OF FOOD, CIVIL SUPPLIES AND CONSUMER AFFAIRS,
DISPUR, GUWAHATI-6.

2:THE DIRECTOR
FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
ASSAM
GUWAHATI-05
KAMRUP(M)
ASSAM.

3:THE COUNCIL HEAD OF DEPARTMENT

FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
BTC

KOKRAJHAR
PIN- 783370.

4:THE ASSISTANT DIRECTOR
FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS

SALBARI
BAKSA
ASSAM
PIN- 781316.

5:THE ASSISTANT REGISTRAR
FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS

SALBARI
BAKSA
ASSAM
PIN- 781316.

6:THE DEPUTY COMMISSIONER
BAKSA (BTAD)
ASSAM
PIN- 781366.

7:DILIP KHUNGUR SWARGIARY
PROPRIETOR OF M/S SWARGIARY ENTERPRISE

SON OF LATE PANI RAM SWARGIARY

VILLAGE- CHOURAGURI

P.O.- KALAPANI BAZAR
DISTRICT- BAKSA

PIN- 781315

Advocate for the Petitioner : MR. A SARMA

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

02.12.2022

Heard Shri A. Sarma, learned counsel for the petitioner, who has put to challenge an order dated 07.11.2022 issued by the Council Head of the Department of Food, Civil Supplies & Consumer Affairs, BTC.

The petitioner is also praying for a direction to allow lifting of the articles by its Secretary after the responsibility which was earlier carried on by one Shri Padmadhar Gayary was handed over back to the Society.

Shri Mushahary, the learned Standing Counsel, BTC submits that he needs some time to obtain instructions. At the same time, Shri Sarma, the learned counsel for the petitioner prays for some interim protection.

List this matter for motion again on 09.12.2022, till then, the impugned order dated 07.11.2022 (No. CHD/FCS&CA-26/2018/187) shall not be given effect.

Let an extra copy of the writ petition be served upon the learned Standing Counsel, BTC to enable him to obtain instructions.

JUDGE

Comparing Assistant