

GAHC010245022022



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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, MR. LENTSO,MS G SWAMI,MR. M
HUSSAIN,MR. K KALITA

Advocate for the Respondent : GA, ASSAM, MR. R K MUSHAHARY, SC, BTC,P. BORAH,MR. P
HAZARIKA,MR. P DOWARAH (r-7),MR. T GOGOI (r-7)

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

ORDER

22.01.2026

Heard Shri W. Rahman, learned counsel appearing on instructions of Shri A. Sarma, learned counsel for the petitioner. Also heard Ms. U. Das, learned State Counsel, Assam as well as Ms. R. Das, learned Standing Counsel, BTC. Shri P Hazarika, learned counsel is present for the respondent no. 7.

Shri Rahman, learned counsel for the petitioner has, however, submitted that though there are verbal instructions not to press this petition, he prays for some time to get written instruction.

The challenge in this petition is with regard to an order dated 07.11.2022 by which, one incumbent was given permission to lift the monthly quota of PDS commodities. The impugned arrangement appears to be of temporary one and therefore, there may not be any live cause of action to be adjudicated in this petition.

In view of the above, the writ petition is closed.

Interim order passed earlier stands vacated.

JUDGE

Comparing Assistant