

GAHC010245092025



undefined

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

Case No. : WP(C)/6288/2025

BIPLAB MAJUMDER
S/O LATE SUNIL MAJUMDER, R/O VILL- KALAHBHANGA, BARPETA
ROAD, P.O.- BARPETA ROAD, P.S.- BARPETA ROAD, DIST- BARPETA

VERSUS

THE STATE OF ASSAM AND 9 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT
OF ASSAM, DEPARTMENT OF EXCISE, DISPUR, GHY-06

2:THE COMMISSIONER OF EXCISE
ASSAM
HOUSEFED COMPLEX
DISPUR
GHY-06

3:THE INSPECTOR OF EXCISE
BARPETA CIRCLE (S)
BARPETA EXCISE CIRCLE
BARPETA

4:THE DISTRICT COMMISSIONER
BARPETA DISTRICT
ASSAM

5:THE SUPERINTENDENT OF EXCISE
BARPETA
ASSAM

6:THE BLOCK DEVELOPMENT OFFICER
GOBAARDHANA DEVELOPMENT BLOCK
DIST- BARPETA

ASSAM

7:THE SECRETARY
12 NO. KALAHBHANGA GP
DIST- BARPETA

8:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
PANJABARI
JURIPAR
GHY-37

9:SMTI BABY TALUKDAR
W/O LATE LAKHI KANTA
R/O HOWLY TOWN
WARD NO. 03
P.O. AND P.S.- HOWLY
DIST- BARPETA
ASSAM

10:SMTI. BINA MAJUMDER
W/O LATE KAAMKHYA MAJUMDER
R/O VILL- KALAHBHANGA BARPETA ROAD
P.O.- BARPETA ROAD
P.S.- BARPETA ROAD
DIST- BARPETA

For the Petitioner(s) : Mr. B. K. Das, Advocate

For the Respondent(s) : Mr. R. R. Gogoi, SC, Excise Department
: Mr. M. Chetia, Government Advocate
: Ms. N. Borah, SC, P&RD

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 10.11.2025

Issue notice making it returnable on 21.01.2026.

2. Mr. R. R. Gogoi, the learned Standing counsel appearing on behalf of

the Respondent Nos. 1, 2, 3 and 5; Mr. M. Chetia, the learned Government Advocate appearing on behalf of the Respondent No.4 and Ms. N. Borah, the learned Standing counsel appearing on behalf of the Respondent Nos. 6, 7 & 8 and accept notice.

3. As the Respondent Nos. 1 to 8 are duly represented by their respective learned counsels, extra copies of the writ petition be served upon them within 2 (two) days.

4. As regards the Respondent Nos. 9 and 10, the Petitioner is directed to take steps by way of Speed Post within 3 (three) days.

5. The case of the Petitioner herein is that the Respondent No.9 has been granted the permission of shifting an IMFL OFF Shop License to a nearby location of the Petitioner without following the mandate of Rule 294 and 294(A) of the Assam Excise Rules, 2016.

6. The Respondents are directed to bring on record their stand by filing their affidavits on or before 19.01.2026.

7. List accordingly.

JUDGE

Comparing Assistant