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

Case No. : I.A.(Civil)/3883/2025

SRI BIJOY CHANDRA NATH
SON OF LATE ISSARAM NATH, RESIDENT OF JATIA JANAKPUR PATH P.O.-
DISPUR, PIN-781005, DISPUR, DIST- KAMRUP M, ASSAM

VERSUS

THE DIRECTOR OF HEALTH SERVICES
ASSAM, HENGRABARI, GUWAHATI-781036.

Advocate for the Petitioner : MR. M SARMA,

Advocate for the Respondent : SC, ELEM. EDU, SC, HEALTH

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 16.03.2026

Heard Mr. R. Gohain, learned counsel, appearing for the applicant. Also heard Mr. D. Upamanyu, learned Standing Counsel, Health & Family Welfare Department.

2. The applicant, herein, had instituted the connected writ petition being WP(C).No.5210/2025, *inter alia*, praying for a direction upon the respondent authorities to release an amount of Rs.15,75,969.95/- (Rupees Fifteen Lakhs Seventy Five Thousand Nine Hundred Sixty Nine and Ninety Five Paise) only towards his medical re-imbursement bill. The respondent authorities, however, basing on an admissibility report given by the Director of Health Services, Assam, had held that the petitioner would be entitled only to an amount of Rs.10,58,910/-(Rupees Ten Lakhs Fifty Eight Thousand Nine Hundred Ten).

3. The learned counsel for the applicant submits that inadvertently the Director to Health Services, Assam, was not impleaded as a party respondent in the proceedings of WP(C).No.5210/2025 due to inadvertence. He submits that the entitlement of the petitioner for re-imbursement of his medical bills being now based on the admissibility reports submitted by the Director of Health Services, the Director of Health Services, Assam, is a necessary party in the connected writ petition and accordingly, the present interlocutory application has been filed for impleading the said authority as a party respondent in the connected writ petition.

4. Mr. D. Upamanyu, submits that the admissibility report having already been contended to have been submitted by the Director of Health Services, Assam, the Director of Health Services, Assam is no longer a necessary party in the connected writ petition and the matter is now required to be processed by the administrative department i.e. the Education Department.

5. I have heard the learned counsel for the parties and also perused the materials available on record.

6. The petitioner having claimed an amount of Rs.15,75,969.95/- (Rupees Fifteen Lakhs Seventy Five Thousand Nine Hundred Sixty Nine and Ninety Five Paise) as his medical bill re-imburement and the eligibility of the petitioner being determined at an amount of Rs.10,58,910/-(Rupees Ten Lakhs Fifty Eight Thousand Nine Hundred Ten) basing on the admissibility reports submitted in the matter by the Director of Health Services, Assam, this Court is of the considered view that the Director of Health Services is a necessary and proper party in the connected writ petition.

7. In view of the above conclusion reached by this Court, the present Interlocutory Application stands allowed permitting the petitioner to implead "the Director of Health Services, Assam, Hengrabari, Guwahati-781036", as party respondent no.4 in WP(C).No.5210/2025.

8. With the above observations and directions, the present Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant