

GAHC010262372023



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

Case No. : WP(C)/6732/2023

MONI BORO
W/O- LATE ANIL BORO, R/O- VILL.- PUB BORAGAON, MILANPUR PATH,
P.O. BORAGAON, P.S. GARCHUK, GUWAHATI, DIST. KAMRUP(M), ASSAM,
PIN- 781035.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, REVENUE (RELIEF AND REHABILITATION
BRANCH) AND DISASTER MANAGEMENT DEPARTMENT, DISPUR,
GUWAHATI-781006.

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-06.

3:THE DISTRICT COMMISSIONER
KAMRUP METRO
GUWAHATI
ASSAM
HENGRABARI
LECHUBAGAN
PIN- 781036.

4:THE CIRCLE OFFICER

GUWAHATI REVENUE CIRCLE
NEAR DGP OFFICE
ULUBARI

GUWAHATI
DIST. KAMRUP (METRO)
ASSAM
PIN- 781007.

5:THE OFFICER-IN-CHARGE
GARCHUK POLICE STATION
P.O. GARCHUK
GUWAHATI
DIST. KAMRUP(M)
ASSAM
PIN- 781035

Advocate for the Petitioner : MR. R Deka

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date :20.12.2023

Heard Mr. S.I. Akand, learned counsel for the petitioner; Mr. A. Bhattacharya, learned Standing Counsel, Revenue and Disaster Management Department for the respondent no. 1; Mr. R. Borpujari, learned Standing Counsel, Finance Department for the respondent no. 2; and Mr. N. Goswami, learned Junior Government Advocate, Assam for the respondent nos. 3, 4 & 5.

It is the case of the petitioner that her husband, Anil Boro died on 17.08.2019 of injuries sustained in a road traffic accident which occurred on 15.08.2019 at a public place. The petitioner has claimed that the petitioner is entitled to receive ex-gratia grant of Rs. 2,00,000/- in terms of the Notification dated 15.11.2014 of the Revenue [Relief & Rehabilitation Branch] & Disaster Management Department, Assam. The petitioner has stated that a representation before the Deputy Commissioner, Kamrup [M], Guwahati was

submitted on 30.06.2022 seeking disbursal of such ex-gratia relief. As the said representation of the petitioner for ex-gratia relief has not been considered by the respondent authorities till date, the petitioner has preferred the instant writ petition.

Issue notice, returnable on 07.02.2024.

As Mr. Bhattacharya, learned Standing Counsel, Revenue and Disaster Management Department has appeared and accepted notice on behalf of the respondent no. 1; Mr. Borpujari, learned Standing Counsel, Finance Department has appeared and accepted notice on behalf of the respondent no. 2; and Mr. Goswami, learned Junior Government Advocate has appeared and accepted notice on behalf of the respondent nos. 3, 4 & 5, no formal notices need to be issued to the said respondents. Mr. Akand, learned counsel for the petitioner shall, however, furnish requisite nos. of extra copies of the writ petition along with annexures, to Mr. Bhattacharya, Mr. Borpujari and Mr. Goswami within 2 [two] working days from today.

JUDGE

Comparing Assistant