

GAHC010279812023



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

Case No. : WP(C)/7369/2023

MAHTABUDDIN AHMED
S/O- NESAR ALI, R/O- VILL.- ADHIARPARA, P.O. SANIADI, P.S. HAJO ,DIST.
KAMRUP, PIN- 781102.

VERSUS

THE UNION OF INDIA AND 6 ORS.
REPRESENTED BY THE SECRETARY, MINISTRY OF RURAL
DEVELOPMENT, NEW DELHI-110058.

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE STATE CHIEF INFORMATION COMMISSIONER

ASSAM
ASSAM INFORMATION COMMISSION
GODAPANI PATH
JURIPAR
PANJABARI
GHY-781037.

4:THE DEPUTY COMMISSIONER
KAMRUP
AMINGAON
PIN- 781031.

5:THE BLOCK DEVELOPMENT OFFICER

HAJO DEVELOPMENT BLOCK
KAMRUP
ASSAM
PIN- 781102.

6:THE ASSISTANT BLOCK DEVELOPMENT OFFICER
CUM IN-CHARGE
STATE PUBLIC INFORMATION OFFICER
HAJO DEVELOPMENT BLOCK
KAMRUP
ASSAM
PIN- 781102.

7:THE SECRETARY
SANIADI GAON PANCHAYAT
ADDRESS- VILL.- SANIADI
P.O. SANIADI
DIST. KAMRUP
PIN- 781102

Advocate for the Petitioner : MR. T DEURI

Advocate for the Respondent : DY.S.G.I.

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 19.12.2023

Heard Mr. T. Deuri, learned counsel for the petitioner; Ms. D. Choudhury, learned counsel for the respondent no. 1; Mr. U. Sharma, learned counsel appearing on behalf of Ms. N. Bora, learned Standing Counsel, Panchayat and Rural Development [P&RD] Department for the respondent nos. 2, 5, 6 & 7; and Mr. S. Baruah, learned Junior Government Advocate, Assam for the respondent no. 4.

The petitioner has instituted the instant writ petition aggrieved by the action on the part of the respondent authorities, more particularly, the

respondent no. 7 allegedly in utilizing the funds under Mahatma Gandhi National Rural Employment Guarantee Scheme during the period from 2018 – 2019 to the year 2020 – 2021 allotted for Saniadi Gaon Panchayat under Hajo Development Block.

Having regard to the statements and averments made in the writ petition and the prayer made in the writ petition, this Court does not find any necessity to issue any notice to the respondent no. 3 at this stage.

Let notice be issued to the respondent nos. 1, 2, 4, 5, 6 & 7. The notice is made returnable in 4 [four] weeks.

As Ms. Choudhury, learned counsel has appeared and accepted notice on behalf of the respondent no. 1; Mr. Sharma, learned counsel has appeared and accepted notice on behalf of the respondent nos. 2, 5, 6 & 7; and Mr. Baruah, learned Junior Government Advocate has appeared and accepted notice on behalf of the respondent no. 4, no formal notices need to be issued to the said respondents. Mr. Deuri, learned counsel for the petitioner shall, however, furnish requisite nos. of extra copies of the writ petition along with annexures, to Ms. Choudhury, Mr. Sharma and Mr. Baruah within 2 [two] working days from today.

JUDGE

Comparing Assistant