

GAHC010287522023



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

Case No. : WP(C)/7451/2023

JITEN BORUAH
S/O LATE PITARAM BORUAH, R/O VILL-SARUBHAGIA, P.O.-JAKHALA
BANDHA, P.S.-JAKHALA BANDHA, DIST-NAGAON, ASSAM, PIN-782136

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, WATER RESOURCE DEPARTMENT, DISPUR,
GUWAHATI-781006

2:THE CHIEF ENGINEER
WATER RESOURCE DEPARTMENT
CHANDMARI
GUWAHATI
PIN-781003

3:THE SUPERINTENDING ENGINEER
NAGAON AND MORIGAON WATER RESOURCE CIRCLE
R K B ROAD
HAIBARGAON
DIST-NAGAON
PIN-782001

4:THE EXECUTIVE ENGINEER
MORIGAON WATER RESOURCE DIVISION
MORIGAON
DIST-MORIGAON
PIN-782105

5:UNION OF INDIA
REPRESENTED BY COMMISSIONER
MINISTRY OF JAL SHAKTI

DEPARTMENT OF WATER RESOURCES RURAL DEVELOPMENT AND
GANGA REJUVENATION
6 FLOOR CABIN SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI-110001

6:THE BRAHMAPUTRA BOARD ASSAM
REPRESENTED BY ITS CHAIRMAN GUWAHATI

Advocate for the petitioner(s): Mr. T Deuri

Advocate for the respondent(s): Ms. A Gayan, CGC

Ms. R Deka, Standing Counsel,
Water Resource Deptt.

B E F O R E

HON'BLE MR. JUSTICE DEVASHIS BARUAH

ORDER

18.12.2025

Ms. A Gayan, the learned CGC submits that her name was not shown in the cause-list and, as such, it totally escaped her notice that the matter is listed today.

2. The learned CGC submits that the affidavit has also not been filed by the Ministry of Jal Shakti, for which, she seeks for some accommodation.

3. Accordingly, list this matter again on 16.02.2026. In the meantime, the respondent Nos.5 and 6 are given the liberty to file their affidavits on or before 09.02.2026.

4. It is observed that if no affidavit is filed by the next date fixed, this Court shall presume that the said respondents do not want to contest the case of the petitioner and the writ petition would be disposed of on the basis of the materials already available on record.

5. The name of Ms. A Gayan, the learned CGC be shown in the cause-list.

JUDGE

Comparing Assistant