

GAHC010254772023



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

Case No: WP(C)/19/2024

KALPANA MAZUMDAR
W/O- LATE PURANDAR DEKA

R/O- NEAR KAILASH MANDIR
2 NO. KHARGHULI
BONDA
NARENGI
GUWAHATI-26

VERSUS

THE ASSAM KHADI AND VILLAGE INDUSTRIES BOARD AND 6 ORS
REPRESENTED BY ITS CHAIRMAN
CHANDMARI
KAMRUP (M)
ASSAM
PIN-781003

2:THE CHIEF EXECUTIVE OFFICER

ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
CHANDMARI
KAMRUP (M)
ASSAM
PIN-781003

3:THE REGISTRAR

ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
CHANDMARI
GUWAHATI-781003

4:THE DISTRICT OFFICER AND IN CHARGE MARKETING

ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
GUWAHATI
ASSAM
PIN-781003

5:THE SUPERINTENDENT
CUM IN CHARGE ESTABLISHMENT BRANCH
ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
GUWAHATI
ASSAM
PIN-781003

6:BABUL LEKAHRU
ACSV
THE CHIEF EXECUTIVE OFFICER
ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
GUWAHATI-781003

7:SUBODH DAS
ENQUIRY OFFICER
ASSAM KHADI AND VILLAGE INDUSTRIES BOARD
GUWAHATI-781003

Advocate for : MR. R MAZUMDAR
Advocate for : SC
KHADI AND VILLAGE INDUSTRIES BOARD appearing for THE ASSAM
KHADI AND VILLAGE INDUSTRIES BOARD AND 6 ORS

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 08.05.2024

Heard Mr. R. Mazumdar, learned counsel for the petitioner. Also heard Mr. P.K. Munir, learned standing counsel for the respondent.

2. At the outset, the learned standing counsel for the respondent has produced a copy of office order bearing no. KB(L) 367/2023-24/116, dated 06.05.2024, issued by the Chief Executive Officer, Assam Khadi & Village Industries Board, by which, in supersession of the earlier office order dated 04.04.2024, the dismissal order issued to the petitioner Smti. Kalpana Mazumdar, UDA (under suspension) of the Assam Khadi and Village Industries

Board vide order dated 08.12.2023 has been withdrawn to start the department proceeding afresh.

3. The learned standing counsel for the respondents has submitted that as per instructions received by him, the respondents intend to proceed with the departmental proceeding/enquiry proceeding by issuing a fresh show-cause notice and they propose not to act on the show-cause notice dated 03.08.2023.

4. It may be mentioned that although the learned standing counsel for the respondents, upon instruction has submitted that the respondents intend to issue fresh show-cause notice to the petitioner and they would not proceed with the show-cause notice dated 03.08.2023, the learned counsel for the petitioner submits that in the office order dated 06.05.2024, as there is no clarity on the point, prays that the matter be adjourned.

5. Accordingly, the matter stands adjourned today.

6. List in the motion column on 29.05.2024.

7. The pendency of the writ petition shall not be a bar for the petitioner to assail any subsequent action taken by the respondents, if so advised.

JUDGE

Comparing Assistant