

GAHC010095112020



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

Case No. : WP(C)/2843/2020

SMTI. GITIMOLLIKA BORA
W/O SHRI TIKEDRAJEET SAIKIA, R/O VILL-CHARINGIA GAON, P.O.-
CHARINGIA, DIST-JORHAT, ASSAM, PIN-

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT OF ASSAM,
IRRIGATION DEPARTMENT, DISPUR, GUWAHATI-6

2:THE CHIEF ENGINEER
IRRIGATION DEPARTMENT
ASSAM
CHANDMARI
GUWAHATI-3

3:THE ADDITIONAL CHIEF ENGINEER
ZONE-III
IRRIGATION
ASSAM
JORHAT-1
PIN-

4:THE ASSAM PUBLIC SERVICE COMMISSION
GUWAHATI. REPRESENTED BY ITS SECRETARY
GUWAHATI
ASSAM

Advocate for the Petitioner : DR. B AHMED

Advocate for the Respondent : SC, IRRIGATION

Linked Case : WP(C)/3504/2020

SIDDHARTH RAJKHOWA AND 36 ORS.
SON OF SHRI MANISH RAJKHOWA
RESIDENT OF K. K. BHATTA LANE
SHANKAR- MADHAV SUB- BYLANE
H. NO-1
HATIGAON
GUWAHATI781038
DISTRICT KAMRUP (M).

2: MS POLY DEKA

DAUGHTER OF LATE BIRAJ KUMAR DEKA
RESIDENT OF HOUSE NO 28
SWAHID PATH
SURVEY
BELTOLA
ASSAM
PIN 781028.

3: SHRI KRISHNAV JYOTI SARMA
SON OF SHRI NARENDRA NATH SARMA
RESIDENT OF AMBIKAGIRI NAGAR
KAMALA PATH
HOUSE NO. 4
ASSAM
PIN 781024

4: MS. SIKHA SARMA
DAUGHTER OF SHRI NAGEN SARMA
RESIDENT OF VILLAGE RAIBORY (BRAHMUNPARA)
PO BONGARA
PS PALASHBARI
DIST KAMRUP
PIN 781015

5: SHRI NAYANA KUMAR
DAUGHTER OF LATE DINESH KUMAR DAS
RESIDENT OF MEGHMALLAR APARTMENT
FLAT NO. 103
F.C. ROAD
UZANBAZAR
LATASIL
GUWAHATI

PIN 781001

6: MS. DITIMONI GOGOI
DAUGHTER OF LATE TIRTHA NATH GOGOI
RESIDENT OF C/O TARUN CHOUDHURY
VILLAGE SOALKUCHI
KANCHAN NAGAR
P.O SOALKUCHI
GUWAHATI
ASSAM
KAMRUP (R)
PIN 781103

7: MS. MINAKSHI DAS
DAUGHTER OF SHRI MUKUNDA CHANDRA DAS
RESIDENT OF ABS HERMITAGE
RUPKONWAR PATH
BYLANE NO 2
HENGRABARI
GUWAHATI
PIN 781036

8: MS. PRANITA KALITA
DAUGHTER OF BHUPESH CHANDRA KALITA
RESIDENT OF HENGRABARI
LICHUBAGAN
ZARNAPAR PATH
HOUSE NO 5
GHY 781036

9: SHRI MRIDUL BARMAN
SON OF JYOTISH CH BARMAN
RESIDENT OF BHASKAR NAGAR
ZOO ROAD TINIALI
2ND BYE LANE
MILIJULI CHOWK
HOUSE NO 12
GUWAHATI 781021

10: SHRI BANAJIT DAS
SON OF SHRI DINESWAR DAS
RESIDENT OF C/O THE INSTITUTION OF ENGINEERS (INDIA)
ASSAM STATE CENTRE
BUILDING CAMPUS
GUWAHATI 781001

11: SHRI NAYANJYOTI KALITA
SON OF SHRI PRAMOD CH. KALITA

RESIDENT OF SATGAON
DALBARI
BEHIND PHE WATER TANK
JONAKI PATH
H.NO 66
ASSAM
PIN 781071

12: MS HOMAKALA DEVI
DAUGHTER OF SHRI NAR BAHADUR BHATTARAI
RESIDENT OF ASEB COLONY
NARENGI
QRT. NO. TYPE VI/01/02
P.O. NARENGI
PS NOONMATI
KAMRUP (M)
GUWAHATI 781026

13: SHRI ANGSHUMAN TALUKDAR
SON OF DILIP TALUKDAR
RESIDENT OF DHRUBAJYOTI PATH
H.NO 2
RGB ROAD P.O. ZOO ROAD
P.S. GITANAGAR
DISTRICT KAMRUP(M)
ASSAM
PIN 781024

14: MS MANIMALA DAS
DAUGHTER OF SHRI JOGEN CHANDRA DAS
RESIDENT OF E.S.I.C STAFF COLONY
BAMUNIMAIDAM
GUWAHATI
P.S CHANDMARI
P.O BAMUNIMAIDAM
GUWAHATI 781021
DISTRICT KAMRUP (M).

15: MS HIMASHRI KALITA
DAUGHTER OF CHANDRA KANTAKALITA
RESIDENT OF WARD NO.9
PATHSALA
P.O PATHSALA
PIN 781325
DISTRICT BARPETA
ASSAM

16: MS GITUMONI GOGOI

DAUGHTER OF INDRAJITGOGOI
RESIDENT OF 2 NO. NAOHOLIA
P.O. NAOHOLIA
DIST DIBRUGARH
ASSAM
PIN 786191

17: MS PRANAMI BORAH
DAUGHTER OF LATE HAREN BORAH
RESIDENT OF LEPETKATTAKACHARI GAON. P.O./P.S BARBARUAH
PIN 786007
DIBRUGARH
ASSAM

18: SHRI ANUPAM SONOWAL
SON OF MUNINDRA NATH SONOWAL
RESIDENT OF VILLAGE KHONIA GAON CHOWKIDINGHEE
PS MILAN NAGAR PO KHONIA GAON
PIN 786003.

19: SHRI NAYANMONI HAZARIKA
SON OF SHRI BASANTA HAZARIKA
RESIDENT OF VILLAGE CHAGALICHUBURI
P.O BIHAGURI
P.S TEZPUR
DISTRICT SONITPUR
ASSAM 784153

20: MS SUSHMA DAS
DAUGHTER OF SHRI SWADESH DAS
RESIDENT OF HOUSE NO 644 VILLAGE FATASHILGANESHPARANEAR
MILONJYOTI CLUB
P.O. DHIRENPARA
P.S FATASHIL AMBARI
PIN 781025

21: MS BARASHA KALITA
DAUGHTER OF SHRI PARESH CH. KALITA
RESIDENT OF SAWKUCHI
JONAKINAGAR
BYE LANE 6
HOUSE NO 5
P.O. SAWKUCHI
GUWAHATI 781040

22: SHRI PRITHIRAJ BASUMATARY
SON OF SHRI PRABINBASUMATARY
RESIDENT OF VILLAGE LURI

P.O NARTAP
SONAPUR
KAMRUP METRO
PIN 782402

23: SHRI BIKASH MANDAL
SON OF SHRI BIRENMANDAL
RESIDENT OF SALBARI
PIPELINE
WARD NO 12
NORTH BONGAIGAON
DISTRICT BONGAIGAON
BONGAIGAON
ASSAM
PIN 783380

24: MS BHARGOBI GOGOI
DAUGHTER OF SHRI GIRISH GOGOI
KHUMTAI GAON
P.O DAKHINHENGRA
GOLAGHAT

25: MS PRAGYA BORA
DAUGHTER OF SHRI KULENDRA BORA
NAMCHONIA GAON
P.O. KAMARBANDHA ALI
PIN 785625
DIST GOLAGHAT
ASSAM

26: MS RISHMA HUSSAIN
DAUGHTER OF MD ABUL HUSSAIN
VILLAGE MARUACHOWKI
POST OFFICE MARUACHOWKI
DISTRICT DARRANG (ASSAM)
POLICE STATION SIPAJHAR
PIN 784145

27: SHRI SIMANGSHA MACHAHARI
SON OF SHRI RUBENDRAMACHAHARI
RESIDENT OF VILLAGE BWIGRIGURI
P.O./P.S. UDALGURI
DIST UDALGURI
ASSAM
PIN 784509.

28: SHRI JATIN KAKATI
SON OF SHRI MAHENDRA CHANDRA KAKATI

RESIDENT OF VILLAGE AMGAON
P.O BONDA
NARANGI
P.S PRAGJYOTISHPUR
DISTRICT KAMRUP (M)
PIN 781026
ASSAM

29: SHRI SANTANU BARUAH
SON OF SHRI MOHAN BEZBARUAH
RESIDENT OF NABAGRAHA ROAD
CHANDANGIRI
H/NO. 09
P.O SILPUKHURI
DIST KAMRUP (M)
GUWAHATI
ASSAM. PIN 781003

30: SHRI KRISHNA MOHAN MONDAL
SON OF MANGAL CH MONDAL
RESIDENT OF VILLAGE BALARCHAR PART 1
P.O KIRTANPARA
PS MERERCHAR
PIN 783384
BONGAIGAON
ASSAM

31: SHRI BHASKAR PRATIM DEKA
SON OF DANESWAR DEKA
RESIDENT OF VILLAGE SAIKIAPARA
P.O MENAPARA
PIN 784146
P.S MANGALDAI
DIST DARRANG (ASSAM)

32: MD ABDUL HYE SHEIKH
SON OF MD AYNAL HOQUE RESIDENT OF VILLAGE POLASHGURI NO. 1
P.O. SAPKATA P.S GOSSAIGAON
DISTRICT KOKRAJHAR (BTR)
ASSAM
PIN 783360

33: SHRI RAJDEEP BORAH
SON OF SHRI LABARAM BORAH
RESIDENT OF VILLAGE GANAKDALANI
PO DHALPUR
DISTTICE LAKHIMPUR
PIN 784165

34: SHRI SUDARSAN SANKAR BORA
SON OF SHRISATYENDRA NATH BORA
MANAI MAJI GAON
MALOW ALI
P.O DHEKARGARAH
JORHAT 785001

35: MD MEHDI HASAN
SON OF MD. JULHAS ALI
RESIDENT OF VILLAGE NEW KARAITARY
P.O FAKIRAGRAM
P.S FAKIRAGRAM
DISTRICT KOKRAJHAR
PIN 783345

36: SHRI JYOTISH KALITA
SON OF SHRI PADMA KALITA
RESIDENT OF VILLAGE GARAMUR DULIA GAON
OPPOSITE JORHAT RADIO STATION COLONY
P.O JORHAT ENGINEERING COLLEGE
PIN 785007
JORHAT
ASSAM

37: MS APARAJITA DAS
DAUGHTER OF LATE MUKUL CHANDRA DAS
RESIDENT OF HOUSE NO. 15
NIRIBILI PATH
RUKMINIGAON
GUWAHATI
PIN 781028
VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM
IRRIGATION DEPARTMENT
DISPUR
GUWAHATI 781006
ASSAM.

2:THE CHIEF ENGINEER
IRRIGATION DEPARTMENT
CHANDMARI
GUWAHATI 781003
ASSAM.

3:THE ASSAM PUBLIC SERVICE COMMISSION

REPRESENTED BY ITS SECRETARY
KHANAPARA
GUWAHATI 781022
ASSAM

Advocate for : MR. U K NAIR
Advocate for : SC
APSC appearing for THE STATE OF ASSAM AND 2 ORS.

Linked Case : WP(C)/3433/2020

KUNAL KASHYAP THAKURIA AND 10 ORS.
S/O HIENDRA NATH THAKURIA
R/O HOUSE NO. 7
BATHOUTHANCHALIPATH
NEAR M.P. ACCADEMY
KHERAIKUSHI
CHANDAN NAGAR
GHORAMARA
BELTOLA
PIN-781040
DIST. KAMRUP (M)
ASSAM

2: HELINA NARZARY
D/O JOTISH KUMAR NARZARY
R/O UZAN BAZAR
BAROWARI
RLY. CLN. QTR. NO. L/124 B
GUWAHATI-781004
DIST. KAMRUP (M)
ASSAM

3: GAYATRI CHOUDHURY
D/O AJIT CHOUDHURY
R/O TOWN-BORPARA
BONGAIGAON
WARD NO. 23
PIN-783380
DIST. BONGAIGAON
ASSAM

4: DAVID BORKAKOTI
S/O TARULATA BORKAKOTI
R/O HOUSE NO. 172
G.N.P. ROAD
CHANDMARI COLONY

NEAR SHEPHERD SCHOOL
DIST. KAMRUP (M)
ASSAM
PIN-781003

5: KARAM VIR ISLARY
S/O ABHINASH ISARY
R/O H. NO. 109
HATHIMATHA ROAD
KOKRAJHAR
P.O. AND DIST. KOKRAJHAR
ASSAM
PIN-783370

6: DEEBAJEET BARMAN
S/O KAMALISWAR BARMAN
R/O A.I.D.C. NABIN NAGAR
TRIBANI PATH
HOUSE NO. 31
NANAKVILLA
DIST. KAMRUP (M)
ASSAM
PIN-781024

7: KISHORE KUMAR CHOUDHURY
S/O DINOBANDHU CHOUDHURY
R/O VILL. KALLIYAPARA
P.O. MONIARI TINIALI
PIN-781125
DIST. KAMRUP
ASSAM

8: KAMRUZ ZAMAN
S/O NURUZ ZAMAN
R/O NEAR TARA JAN HIGH SCHOOL JORHAT
P.O. P.S AND DIST. JORHAT
ASSAM
PIN-785001

9: RITUPOBAN DOUL BARUAH
S/O RAJEN DOUL BARUAH
R/O MILAN NAGAR
JORHAT
P.O. P.S AND DIST. JORHAT
ASSAM
PIN-785001

10: MOON MOON TISSOPI

D/O ROBIRAM TISSO
R/O VILL. TUMPRENG TISSO GAON
P.O. TUMPRENG
PIN-782485
DITS. WEST KARBI ANMGLONG

11: PRIYANUJ MAHANTA
S/O ANIL MAHANTA
R/O BARMUKH CHUTIYA GAON
P.O. JOYRAPAR
PIN-785697
DIST. SIVASAGAR
ASSAM
VERSUS

THE STATE OF ASSAM AND 3 ORS.
REP. BY THE CHIEF SECRETARY GOVT. OF ASSAM

2:SECRETARY
TO THE GOVT. OF ASSAM PUBLIC HEALTH ENGINEERING DEPTT.
3:ASSAM PUBLIC SERVICE COMMISSION
REP. BY THE SECRETARY TO THE COMMISSION JOYANAGAR
KHANAPARA
GHY-22

4:CHIEF ENGINEER PUBLIC HEALTH ENGINEERING
PUBLIC HEALTH ENGINEERING DEPTT. BAMUNIMAIDAN
GHY-781021

Advocate for : MR. D P CHALIHA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS.

Linked Case : WP(C)/4656/2021

UDIPTA GOGOI AND 8 ORS.
S/O- MRIDUL CHANDRA GOGOI
R/O- UDAY NAGAR
JAIL ROAD
JORHAT
P.O.
P.S. AND DIST.- JORHAT
PIN- 785001.

2: MS. GONGOTRI RAJBONGSHI
D/O- NAGEN RAJBONGSHI
R/O- VILL.- DIHINGIA KALITA GAON

P.O. BALI PUKHURI TINIALI
TEZPUR
DIST.- SONITPUR
PIN- 784001.

3: MS. POLY GOSWAMI
D/O- JUKTI PR. GOSWAMI
R/O- KACHALUKHOWA
NAGAON
ASSAM
PIN- 782001.

4: RAFI AHMED
S/O- SAWKAT ALI AHMED
R/O- WARD NO. 8
KOKRAJHAR
HATIMATHA
KOKRAJHAR
PIN- 783370.

5: UPAMA KALITA
W/O- SUJIT DEKA
R/O- H/NO. 20
PANI PATH
AMBIKAGIRI NAGAR
781024

6: MS. MANIKANKANA KAKATI
D/O- BIPIN BIHARI KAKATI
R/O- VILL.- MATIPARBAT
SUALKUCHI
P.O. AND P.S. SUALKUCHI
PIN- 781103.

7: PRITHIBI DAS
D/O- GOKUL CHANDRA DAS
R/O- RAJABARI MISSION COMPOUND
NEAR ETC
JORHAT
P.O. JORHAT
P.S. CHINAMORA
PIN- 785014.

8: MS. TUMPA SINGHA
D/O- SRI MANORANJAN SINGHA
R/O- PUB SOALANI
P.O. AMBAGAN
P.S. RUPOHI HUT

DIST.- NAGAON-782120.

9: MS. PORI SONOWAL
D/O- JAGANATH SONOWAL
R/O- BOKOTA SONAPUR VILLAGE
P.O. PATSAKU
DIST.- SIVASAGAR
PIN- 785673.
VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE CHIEF SECRETARY
GOVT. OF ASSAM

2:SECRETARY TO THE GOVT. OF ASSAM
PUBLIC HEALTH ENGINEERING DEPARTMENT.

3:ASSAM PUBLIC SERVICE COMMISSION

REP. BY THE SECRETARY A.P.S.C.

JAYANAGAR
KHANAPARA
GHY-22.

4:CHIEF ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT
HENGRABARI
GHY- 781021.

Advocate for : MR. M K DAS

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

BEFORE

**HON'BLE THE CHIEF JUSTICE (ACTING) MR. N KOTISWAR SINGH
HON'BLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

26-05-2022

[N. Kotiswar Singh, CJ (Acting)]

On the prayer of Ms. M. Roy, learned counsel for the petitioners, list these matters
after 2 (two) weeks.

JUDGE

CHIEF JUSTICE (ACTING)

Comparing Assistant