

GAHC010002722024



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

Linked Case : **MC/6/2024**

MD. ABDUSH SAMAD
S/O. LT. NASIRUDDIN AHMED
R/O. VILL.- RAJNAGAR
WARD NO. 11
P.O.-NALBARI KAJIPARA
DIST.- NALBARI
PIN-781335.

VERSUS

THE STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE COMMISSIONER and SECRETARY
CO-OPERATIVE DEPARTMENT
DISPUR
GHY-781006.

2:REGISTRAR
CO-OPERATIVE SOCIETIES SAMABAY BHAWAN
KHANAPARA HEAD OFFICE
GHY-781006.

2.1:ADDL. REGISTRAR OF THE COOPERATIVE SOCIETIES (GENERAL)
ASSAM
KHANAPARA
GUWAHATI-781022

3:DIST. DY REGISTRAR
CO-OPERATIVE SOCIETIES
NALBARI
GOPAL BAZAR
NALBARI.

4:ASSTT. REGISTRAR

CO-OPERATIVE SOCIETIES
NALBARI
NEAR HAJO BUS STAND.

5:THE SUB-REGISTRAR
CO-OPERATIVE SOCIETIES AUDIT
NALBARI CUM ASSTT. PUBLIC INFORMATION OFFICER
NALBARI
GOPAL BAZAR
NALBARI
ASSAM.

6:DIST. LEVEL COMMITTEE
NALBARI REP. BY THE DY. COMMISSIONER
NALBARI.

7:THE DY. COMMISSIONER
NALBARI.

Advocate for : MR. J KALITA

Advocate for : SC

CO OP appearing for THE STATE OF ASSAM AND 7 ORS

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

04-12-2024

In view of the order passed today in IA(C) 409/2024, application for restoration is taken up for consideration.

Heard Mr. J. Kalita, learned counsel for the applicant, who submits that due to certain mis-communication between the applicant and his appointed counsel, the applicant remain unrepresented when the matter was listed on 19.02.2020. Therefore, the writ petition came to be dismissed for default.

The learned counsel submits that the applicant has a good case on merit and if the writ petition is not restored, he is bound to suffer irreparable loss and hardship.

Mr. G. Bordoloi, learned Standing Counsel, Cooperation Department fairly submits that he has no objection if the writ petition is restored. He however submits that the writ petition may be considered on merit.

In view of above and upon hearing the learned counsel for the parties and on perusal of the application the order dated 19.02.2020 is hereby recalled.

The writ petition shall stand restored to file.

Accordingly Misc. case stands disposed of.

JUDGE

Comparing Assistant