

GAHC010048042024



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

Case No. : WP(C)/1365/2024

RAM CHANDRA GOSWAMI
S/O - LATE BHUDHAR GOSWAMI . PERMANENT ADDRESS- H/O NO -7,
REHABARI SUHAGPUR, NEAR ARYA HOSPITAL, P.O. REHABARI,
GUWAHATI, DISTRICT- KAMRUP (M) , ASSAM- 781008. TEMPORARY
ADDRESS- C/O- SMT. DEEPALI GOSWAMI BHATTACHARYA HEWALI
BHAWAN, PANJABARI, GUWAHATI, DISTRICT- KAMRUP (M), ASSAM
D.O.B. 01.11.1955 PHONE- 9954841507

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF
ASSAM, DISPUR, GUWAHATI-781006

2:THE LEGAL REMEMBRANCER AND SECRETARY TO THE GOVERNMENT
OF ASSAM
JUDICIAL DEPARTMENT
DISPUR
GUWAHATI - 781006

3:THE DIRECTOR
SENIOR CITIZEN WELFARE COUNCIL
GUWAHATI
ASSAM- 781006.

4:BHASKARJYOTI GOSWAMI
S/O SRI RAM CHANDRA GOSWAMI PRESENTLY RESIDING IN HOUSE NO
-7
REHABARI SUHAGPUR (NEAR RJ HOSPITAL)
GUWAHATI
DISTRICT- KAMRUP (METRO)
ASSAM- 781008

5:TRISHA GOSWAMI
W/O SRI BHASKARJYOTI GOSWAMI PRESENTLY RESIDING IN HOUSE
NO .7
REHABARI
SUHAGPUR (NEAR RJ HOSPITAL)
GUWAHATI
DISTRICT- KAMRUP (M)
ASSAM - 781008

Advocate for the Petitioner : MR. B D KONWAR SR. ADV.

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 27-03-2024

Heard Mr. B.D. Konwar learned senior counsel assisted by Ms. P Gupta learned counsel for the petitioner. Also heard Mr. H Sarma learned additional senior government advocate appearing for respondent Nos.1 and 2.

The grievance of the petitioner is with regard to non constitution of Maintenance Tribunal envisaged under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007.

On instructions Mr. H Sarma learned Additional Senior Government Advocate submits that by notification dated 02.08.2008, the Tribunal has already been constituted and all the District Social Welfare Officers of Assam has been notified as Maintenance Officers in their respective districts.

In that view of the matter, Mr. B.D. Konwar learned senior counsel for the petitioner submits that a direction may be issued to

the competent authority to dispose of the grievance of the petitioner.

As the maintenance tribunal has already been constituted, the petitioner shall be at liberty to approach such tribunal raising his grievance.

In the event such grievance is raised, the same be considered and disposed of as per law within a reasonable period of time.

Writ petition stands disposed of accordingly.

JUDGE

Comparing Assistant