

GAHC010054002024



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

**Case No. : I.A.(Civil)/842/2024**

IMDADUL HUSSAIN,  
S/O- LT. ABDUR RAHMAN, VILL- AMIN PATTY, T.S. ROAD, P.O. NAGAON,  
P.S. SADAR, DIST.- NAGAON, ASSAM, PIN- 782001

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, WATER  
RESOURCE DEPTT., DISPUR, GHY-06

2:THE EXECUTIVE ENGINEER  
MORIGAON WATER RESOURCE DIVISION  
MORIGAON WATER RESOURCE DIVISION  
MORIGAON

3:THE SUPERINTENDING ENGINEER  
NAGAON WATER RESOURCE CIRCLE  
NAGAON

4:THE CHIEF ENGINEER  
WATER RESOURCE DEPTT.  
GOVT. OF ASSAM  
CHANDMARI  
GUWAHATI-0

**Advocate for the Petitioner : MR. M A SHEIKH**

**Advocate for the Respondent : SC, WATER RESOURCE**

**BEFORE**

**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

**ORDER**

**Date : 19-04-2024**

Heard Mr. MH Choudhury, learned counsel for the applicant as well as Mr. C. Sarma, learned counsel appearing on behalf of Mr. RM Das, learned standing counsel for the Water Resource Department and Mr. RKD Choudhury, learned DSGI appearing for the opposite party.

This IA has been filed to implead the Union of India through the Ministry of Jal Shakti as respondent no.5.

The learned DSGI has submitted that as per his instructions received by him in another matter, appropriate budget be placed with the Govt. of Assam and accordingly it is expressed that there is every likelihood that the bill of the petitioner would be covered by the said budgetary allocation.

Be that as it may, as the Water Resource Department, in their affidavit-in-opposition filed in the connected writ petition has raised the issue of non-joinder of Union of India through Ministry of Jal Shakti as respondent, this IA stands allowed and the Union of India through the Ministry of Jal Shakti is allowed to be impleaded in the writ petition as respondent no.5.

**JUDGE**

**Comparing Assistant**