

GAHC010057142024



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

Case No. : Cont.Cas(C)/150/2024

JURI KALITA DUWARAH
W/O- SRI JITEN DUWARAH, R/O- VILL.- NAMONI MANIKA CHAPORI, P.O.
MODHUPUR, P.S. GARUAMUKH, DIST- MAJULI, ASSAM, PIN- 785104.

VERSUS

RAHUL CHANDRA DAS AND ANR
THE DIRECTOR, WOMAN AND CHILD DEVELOPMENT DEPARTMENT, M.G.
ROAD, UZANBAZAR, GHY-781001.

2:KARNIKA PAIT
THE CHILD DEVELOPMENT PROGRAMME OFFICER
MAJULI ICDS PROJECT
DIST. MAJULI
PIN- 785104

Advocate for the Petitioner : MR. I H SAIKIA, MR. B BORAH, MR. K KALITA, MR. M R CHOUDHURY

Advocate for the Respondent : MR. D NATH (R-1,2), MR. S BORTHAKUR (r-2), MR. S S ROY (r-2), MS. N BARMAN (R-1,2), O ASSUMI (R-1,2)

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 25/09/2024

Heard Mr. K. Kalita, learned counsel for the petitioner.

Mr. S.S. Roy, learned counsel for the respondent no. 2 submits that the enquiry, as directed by this Court, was carried out where-after, it was found that the composition of population pattern of Namoni Manika Chapori Mini Anganwadi Centre consist of 90% of people belonging to SC/ST category. Therefore, there was no occasion for issuing the order of appointment to the petitioner. It is further submitted that subsequently, the Anganwadi Centre itself has been merged with another centre and, therefore, the scope of appointing the petitioner is not there for the present.

Mr. K. Kalita, learned counsel for the petitioner has accepted the said submission of Mr. Roy but reserves the right of his client to assail the said decision by filing appropriate proceeding.

Ms. O. Assumi, learned counsel is present on behalf of the respondent no.1.

Taking note of the aforesaid stand of the department, the contempt case stands closed by granting liberty to the petitioner to avail appropriate remedy, as may be permissible, under the law.

JUDGE

sukhamay

Comparing Assistant