

GAHC010063282024



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

Case No. : I.A.(Civil)/957/2024

BANTI SAHA
S/O- LATE BRAJAGOPAL SAHA,
R/O- BARPETA ROAD, WARD NO. 9,
P.S. AND P.O.- BARPETA ROAD,
DISTRICT- BARPETA, ASSAM,
PIN- 781315.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, MUNICIPAL ADMINISTRATION, DISPUR,
GUWAHATI-6.

2:THE DIRECTOR OF MUNICIPAL ADMINISTRATION
ASSAM
DISPUR
GUWAHATI-6.

3:THE DEPUTY COMMISSIONER
BARPETA
P.O. AND DISTRICT- BARPETA

PIN- 791301.

4:THE BARPETA ROAD MUNICIPAL BOARD
REPRESENTED BY THE CHAIRMAN

BARPETA ROAD MUNICIPAL BOARD

P.O. AND P.S.-BARPETA ROAD

DISTRICT- BARPETA (ASSAM)

PIN- 781315.

5:THE EXECUTIVE OFFICER
BARPETA ROAD MUNICIPAL BOARD
BARPETA ROAD
P.O. AND P.S.- BARPETA ROAD

DISTRICT- BARPETA (ASSAM)

PIN- 781315

Advocate for the Petitioner : MR H BEZBARUA

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

04.04.2024

Heard Mr. P.S. Deka, learned Sr. Counsel assisted by Mr. S.J. Sarma, learned counsel for the applicant/writ petitioner. Ms. M. Bhattacharjee, learned counsel appears for the respondent Nos. 4 & 5, while Mr. G. Bokaliyal, learned counsel appears for the respondent Nos. 1, 2 & 3.

2. The petitioner prays that he may be given the liberty to make a challenge to the order bearing No. BRMB/T-18/2023-24/2446 dated 09.02.2024 issued by the office of the Barpeta Road Municipal Board, rejecting the petitioner's representation, which had been made pursuant to the order dated 12.01.2024, passed in WP(C) No.213/2024.

3. The counsels for the respondents submit that they have got no objection to the same.

4. In view of the submissions made by the counsels for the parties, the prayer of the applicant is allowed.
5. The I.A. is accordingly disposed of.

JUDGE

Comparing Assistant