

GAHC010266022022



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

I.A.(Civil)/1977/2024 in
WP(C)/8447/2022

DR. BONORANJAN PHUKAN
S/O- LATE SONESWAR PHUKAN

R/O- LANE-B DEVELOPMENT AREA

NEAR DOORDARSHAN KENDRA

P.O.- C.R. BUILDING
P.S.-
MILAN NAGAR
BARPATHAR

DISTRICT- DIBRUGARH
PIN- 786003

ASSAM.

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
HEALTH AND FAMILY WELFARE DEPT.

2:SPECIAL SECRETARY TO THE GOVT. OF ASSAM

HEALTH AND FAMILY WELFARE DEPT.
3:COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
MEDICAL EDUCATION AND RESEARCH DEPARTMENT.
4:DIRECTOR OF MEDICAL EDUCATION
ASSAM
SIX MILE
KHANAPARA

GUWAHATI- 22.

5:INQUIRY OFFICER CUM JOINT SECRETARY TO THE GOVT. OF ASSAM
MEDICAL EDUCATION AND RESEARCH DEPARTMENT.

Advocate for : MR. S P CHOUDHURY

Advocate for : SC

HEALTH appearing for THE STATE OF ASSAM AND 4 ORS.

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

22.07.2024.

Heard Shri SP Choudhury, learned counsel for the applicant/writ petitioner, who by means of this interlocutory application has sought for amendment of the connected writ petition.

It is submitted that an appeal was preferred under the Assam Services (Discipline and Appeal) Rules, 1964 against the order of penalty dated 28.11.2022 and the said appeal has been dismissed on 03.04.2023. It is incorporation of the above facts that the connected documents which are being sought to be added to the writ petition in appropriate manner.

Also heard Shri D Upamanyu, learned Standing Counsel, Health Department, Assam.

Considering the facts and circumstances, this Court is of the opinion that by the amendment sought for, the nature and character of the writ petition would not change and rather, in the interest of justice, an order of amendment would be appropriate as otherwise, it may lead to multiplicity of proceedings.

Accordingly, the interlocutory application is allowed and the amendment sought for incorporation of the paragraph, as indicated in the application, is allowed.

The applicant/writ petition is accordingly directed to file consolidated writ petition

within a period of 3 weeks from today.

The interlocutory application accordingly stands disposed of.

JUDGE

Comparing Assistant