

GAHC010134972024



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

Case No. : I.A.(Civil)/2342/2024

SUDARSHANA CHAKRABORTY AND ANR
W/O LATE SRIDHAR CHAKRABORTY, PRESENT RESIDING AT HOUSE NO.
4/2 LACHIT NAGAR, BYE LANE 4/5 (N), ULUBARI, GUWAHATI- 781007.

2: SMTI SURANYA CHAKRABORTY

D/O LT. SRIDHAR CHAKRABORTY PRESENT RESIDING AT HOUSE NO. 4/2
LACHIT NAGAR
BYE LANE 4/5 (N)
ULUBARI
GUWAHATI- 781007

VERSUS

CENTRAL BANK OF INDIA AND 3 ORS
REP BY ITS MANAGING DIRECTOR, CHANDERMUKHI NARIMAN POINT,
MUMBAI-21

2:ZONAL MANAGER

CENTRAL BANK OF INDIA

C.B. BUILDING
BHANGAGARH

GUWAHATI - 781005.

3:REGIONAL MANAGER

CENTRAL BANK OF INDIA

NEHRU PARK ROAD

JORHAT

PIN - 785001.

4:UNION OF INDIA

REP. BY THE SECRETARY TO THE GOVT OF INDIA

MINISTRY OF FINANCE DEPARTMENT

DISPUR

GUWAHATI-6

Advocate for the Petitioner : MR A DASGUPTA, MS. B DAS

Advocate for the Respondent : SC, FINANCE DEPTT.,

B E F O R E

HON'BLE MR. JUSTICE NELSON SAILO

11.09.2024

Heard Mr. Das Gupta, learned Senior Counsel assisted by Ms. D Das for the applicant, who submits that by filing this application, the applicants seek their impleadment as petitioner Nos. 1-A and 1-D respectively, since they are wife and daughter of the late writ petitioner, who expired on 21.01.2024.

The learned Senior Counsel submits that challenge made in the writ petition is with regard to the order of dismissal inflicted upon the late petitioner, after he retired from service. He submits that as per the decision of the Apex Court, the same is not permissible in law. In that view of the matter, learned

counsel submits that cause of action survives and thereafter, the impleadment of the applicants is necessary for proper adjudication of the writ petition.

Although the counsel for the opposite party is not present today, it is seen that the name of the counsel is reflected in the cause-list and despite the same, no one has appeared.

Considering the submission made and upon perusal of the application, this Court considers it appropriate to allow the same. Accordingly, the impleadment of the applicants as petitioner Nos. 1-A and 1-B to the writ petition is hereby allowed.

I.A stands disposed of as allowed.

JUDGE

Comparing Assistant