

GAHC010140862024



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

Case No. : I.A.(Civil)/2183/2024

JEHERUL ISLAM AND 4 ORS
S/O- LATE FORHAD ALI AHMED, R/O- KOKILA MOULIBIBAZAR, HOUSE
NO. 83, P.S. ABHAYAPURI, DIST. BONGAIGAON, ASSAM

2: SAHARUL AMIN BARBHUIYA
S/O- LATE RAFIQUE UDDIN BARBHUIYA
VILL.- PATHARIGRAM
P.O. RAJNAGAR
DIST. CACHAR
ASSAM

3: SAHANUR ALOM LASKAR
S/O- LATE NIZAM UDDIN LASKAR
VILL.- BALIGHAT
P.O. ARUNACHAL
DIST. CACHAR
ASSAM

4: LAILA SHIRIN LASKAR
D/O- LATE ABDUL SUFIR LASKAR
VILL.- DAKSHIN JASNABAD PT-II
P.O. TANTOO
DIST. HAILAKANDI
ASSAM

5: TABIBAR RAHMAN
S/O- LATE KHALIL ALI
VILL. AND P.O. BHELLA
DIST. BARPETA
ASSA

VERSUS

DDEPARTMENT OF PERSONAL-PERSONAL (B),

REP BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GUWAHATI-6

Advocate for the Petitioner : MR F A LASKAR,

Advocate for the Respondent : GA, ASSAM, SC, PWD,SC, FINANCE,SC, ELEM. EDU,SC, SEC. EDU.

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN
ORDER**

09.09.2024

Heard Mr. F.A. Laskar, learned counsel for the applicants; Mr. A. Chaliha, learned counsel for the opposite party Nos. 1 & 2; Mr. B. Talukdar, learned counsel for the respondent Nos. 3 & 4; Mr. B. Deuri, learned counsel for the respondent Nos. 5, 7, 8, 9, 10 & 11.

2. This interlocutory application, is preferred by the applicants for impleadment of Department of Personal – Personal (B), represented by the Commissioner and Secretary to the Government of Assam as respondent No. 11 in the connected writ petition for proper and effective adjudication of the matter and to secure the ends of justice.

3. Mr. Laskar, learned counsel for the applicants submits that impleadment of the Department of Personal – Personal (B), represented by the Commissioner and Secretary to the Government of Assam is very much necessary as respondent No. 11 in the connected writ petition for proper and effective adjudication of the matter and to secure the ends of justice and therefore, it is contended to allow this application.

4. The learned counsel for all the respondents submits that they have no

objection in the event of allowing this application.

5. Having considered the submissions of learned counsel for both the parties and also considering the facts and circumstances on the record, this court is of the view that the Department of Personal – Personal (B), represented by the Commissioner and Secretary to the Government of Assam is a necessary party in the connected writ petition for proper and effective adjudication of the matter and to secure the ends of justice.

6. Accordingly, this I.A. stands allowed.

7. The petitioner shall file amended cause-title within a week from today.

8. The Registry shall list the connected petition after 2 (two) weeks.

Comparing Assistant

JUDGE