

GAHC010259282022



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

I.A.(Civil)/2508/2024

PANKAJ KALITA
S/O- LATE ARANI KALITA

PRODUCER-DIRECTOR A.K CINE VISION

FLAT NO- D-7
BLOCK D
SARAIGHAT HOUSING COMPLEX

HATIGAON- BHETAPARA ROAD
BARSAJAI
GUWAHATI

DIST- KAMRUP (M)
ASSAM
PIN-781028

VERSUS

SRI ANURAG GOEL
IAS
PRINCIPAL SECRETARY
BODOLAND TERRITORIAL COUNCIL SECRETARIAT
BODOFA NWGWR
KOKRAJHAR
BTR
ASSAM

PIN 783370

2:BIKRAM KAIRI
IAS
COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-37

3:SRI AKASH DEP
IAS
PRINCIPAL SECRETARY
BODOLAND TERRITORIAL COUNCIL SECRETARIAT
BODOFA NWGWR
KOKRAJHAR
BTR
ASSAM
PIN 783370

4:JAY SHIVANI
IAS

COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
JURIPAR
PANJABARI
GUWAHATI-37

Advocate for : MD S HOQUE
Advocate for : appearing for SRI ANURAG GOEL
IAS

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : --21.08.2024

- 1.** Heard Mr. S. Hoque, learned counsel for the petitioner.
- 2.** The present application is filed for impleadment of one Akash Deep, IAS, the Principal Secretary, Bodoland Territorial Council Secretariat, BTC and Jay

Shivani, IAS, Commissioner, Panchayat & Rural Development Department, Assam in connection with Contempt Case (C) No. 46/2023. The connected Contempt Petition has been filed alleging violation of this Court order dated 17.12.2021 passed in WP(C) No. 6132/2021.

3. By the aforesaid order a direction was given to the respondents to consider the case of the petitioner for payment of outstanding dues in terms of the determination made in ***Tamsher Ali & Others v. State of Assam, reported in (2008 (4) GLT 1).***

4. It is submitted by Mr. Hoque that the earlier incumbents have been transferred and these two persons are newly being appointed. It is also submitted that a certified copy of the order dated 17.12.2021 (supra) was also submitted before these two incumbents, however, even after their notice of existence of the order in question, they have not complied with this order.

5. In view of the statement made in the Contempt Petition, this Court is of the view that the present application should be allowed by impleading the said **Akash Deep, IAS**, Principal Secretary, Bodoland Territorial Council Secretariat, BTC and **Jay Shivani, IAS**, Commissioner, Panchayat & Rural Development Department, Assam as respondent Nos. 3 & 4.

6. Registry to do the needful for correction of the Cause Title.

7. Petitioner shall furnish the amended Cause Title before the Registry within a period of 5 (five) days from today.

JUDGE

Comparing Assistant