

GAHC010049902024



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

**Case No. : WP(C)/1415/2024**

RAJAT CH. SEAL AND 5 ORS.

S/O- LATE CHANDRA SEAL, R/O- TOWN, R.K. MISSION ROAD, DHUBRI,  
W/NO. 15, P.O. BIDYAPARA, P.S. AND DIST. DHUBRI, ASSAM

2: PROBIR ROY

S/O- LATE BHOLA NATH ROY  
R/O- TOWN  
R.K. MISSION ROAD  
DHUBRI  
W/NO. 15  
P.O. BIDYAPARA  
P.S. AND DIST. DHUBRI  
ASSAM

3: GOPAL NATH

S/O- RAMENDRA CH . NATH  
R/O- TOWN. B.N. COLLEGE  
W/NO. 14  
P.O. BIDYAPARA  
P.S. AND DIST. DHUBRI  
ASSAM

4: ASHOK KUMAR RAY

S/O- SHASHADHAR RAY  
R/O- VILL.- DEBOTTAR HASDAHA PART-V  
P.O. DEBOTTAR HASDAHA  
P.S. GOLAKGANJ  
DIST. DHUBRI  
ASSAM

5: MOHIBUL HASSAN

S/O- ABDUR RAHMAN  
R/O- TOWN DHUBRI W/NO. 10  
P.O.  
PS. AND DIST. DHUBRI

ASSAM

6: SHAHJAHAN SHEIKH  
S/O- AWAL SHEIKH  
R/O- TOWN  
I.G. ROAD  
DHUBRI W/NO. 14  
P.O. BIDYAPARA  
P.S. AND DIST. DHUBRI  
ASSA

VERSUS

THE STATE OF ASSAM AND 8 ORS  
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVT. OF ASSAM, HEALTH AND FAMILY WELFARE DEPARTMENT,  
DISPUR, GUWAHATI-6.

2:THE DIRECTOR OF HEALTH SERVICES  
ASSAM  
HENGRABARI  
GHY-36.

3:THE DIRECTOR OF HEALTH SERVICES (F.W.)  
ASSAM  
HENGRABARI  
GHY-36.

4:THE DHUBRI CIVIL HOSPITAL MANAGEMENT SOCIETY  
REPRESENTED BY THE SUPERINTENDENT/MEMBER SECRETARY  
DHUBRI CIVIL HOSPITAL  
MANAGEMENT SOCIETY  
DHUBRI  
ASSAM

5:THE DEPUTY COMMISSIONER  
DHUBRI CUM CHAIRMAN  
DHUBRI CIVIL HOSPITAL  
MANAGEMENT SOCIETY  
DHUBRI  
ASSAM

6:PRINCIPAL AND CHIEF SUPERINTENDENT  
DHUBRI MEDICAL COLLEGE AND HOSPITAL  
DHUBRI.

7:THE ADDL. DEPUTY COMMISSIONER (HEALTH)  
DHUBRI  
ASSAM

8:THE JOINT DIRECTOR HEALTH SERVICES  
DHUBRI  
ASSAM

9:ADDL. SUPERINTENDENT  
DHUBRI CIVIL HOSPITAL

**Advocate for the Petitioner : MR. A M BARBHUIYA**

**Advocate for the Respondent : GA, ASSAM**

**BEFORE**

**HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR**  
**O R D E R**

**13.03.2024**

Heard Mr. A.M. Barbhuiya, learned counsel for the petitioners. Also heard Mrs. S. Sharma, learned Standing Counsel, Health Department, Government of Assam, for respondent Nos.1, 2, 3, 6 and 8 and Mrs. M. Bhattacharjee, learned Additional Senior Government Advocate, Assam for respondents No.5 and 7.

**2.** The petitioners No.1, 2, 3 and 5 were engaged as Security Guard at Dhubri Civil Hospital under the Hospital Management Society by an order dated 07.12.2021 after undergoing due selection process. The petitioner Nos.4 and 6 were engaged as Security Guard at Dhubri Civil Hospital under the Hospital Management Society by an order dated 22.07.2020 after undergoing due selection process. Thereafter, they joined their services and were continuing after being issued extension orders from time to time.

**3.** The case of the petitioners is that from December, 2022, the petitioners were verbally discharged from their services without assigning any reason. Accordingly, the petitioners made a representation dated 07.12.2022 before the Deputy Commissioner-cum-Chairman, Dhubri Civil Hospital Management Society/respondent No.5. A copy of the said representation was also forwarded to the Superintendent/Member Secretary to Dhubri Civil Hospital Management Society and to the Joint Director of Health Services, Dhubri. However, the said representation is yet to be considered and disposed of till date.

**4.** Accordingly, this writ petition is disposed of directing the respondent No.5 to consider and dispose of the representation dated 07.12.2022 within a period of two months from the date of receipt of a copy of this order.

**5.** With the above observations and directions, this writ petition is disposed of.

**JUDGE**

**Comparing Assistant**