

GAHC010023882016



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

Case No. : WP(C)/5177/2016

ON THE DEATH OF SMT. CHANDRA LATA SARMA HER LEGAL HEIRS-
MRS. DIPAMONI SHARMA AND 2 ORS
D/O- LATE CHANDRA LATA SARMA, R/O.- NO.1 MATHGHARIA, PATHAR
QUARRY, P.O.- UDAYAN VIHAR, P.S.- NOONMATI, DIST.- KAMRUP(M), GHY-
781171

2: SRI PABAN SHARMA
S/O- LATE CHANDRA LATA SARMA
R/O.- NO.1 MATHGHARIA
PATHAR QUARRY
P.O.- UDAYAN VIHAR
P.S.- NOONMATI
DIST.- KAMRUP(M)
GHY- 781171

3: SRI AJAY SHARMA
S/O- LATE CHANDRA LATA SARMA
R/O.- NO.1 MATHGHARIA
PATHAR QUARRY
P.O.- UDAYAN VIHAR
P.S.- NOONMATI
DIST.- KAMRUP(M)
GHY- 78117

VERSUS

THE UNION OF INDIA and 3 ORS
REP. BY THE SECY. OF DEFENSE, NEW DELHI-1

2: THE DIRECTOR OF ORDINANCE SERVICES
ARMY HEAD QUARTERS
NEW DELHI-1

3: THE OFFICER IN CHARGE BRIG

SENA AYUDH CORPS ABHILEKH KARYALAYA
ARMY ORDINANCE CORPS RECORDS OFFICE
POST BOX NO.3
TRIMULGHERRY
SECUNDERABAD-15

4:THE OFFICER IN CHARGE
14 FIELD AMMUNITION DEPOT
C/O 99 AP

Advocate for the Petitioner : MS.D SARMA

Advocate for the Respondent :

Linked Case : I.A.(Civil)/27/2021

DIPAMONI SHARMA
R/O. NO.1 MATHGHARIA
PATHAR QUARRY
P.O. UDAYAN VIHAR
P.S. NOONMATI
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C/O 99 APO

Advocate for : MR. B K BHATTACHARJEE
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 3 ORS.

Linked Case : I.A.(Civil)/26/2021

DIPAMONI SHARMA
R/O. NO.1 MATHGHARIA
PATHAR QUARRY
P.O. UDAYAN VIHAR
P.S. NOONMATI
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BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

18.04.2024

Heard Mr.R. Sarma, learned counsel for the petitioner. Also heard Mr. S.S. Roy, learned CGG for the respondents.

It is submitted by the learned counsel for the petitioner that Disciplinary Proceedings were instituted against the late husband of the writ petitioner dismissing him from services w.e.f. 27.09.1989 and the petitioner was not in the knowledge of the said Disciplinary Proceedings instituted against the late husband of the writ petitioner and no steps were taken to assail that order. The fact remains that the Disciplinary Proceedings are not under challenge in the present writ petition as the petitioner was not aware of the said fact as it had occurred during the lifetime of her late husband.

In that view of the matter, the learned counsel for the petitioner does not wish to press the writ petition any further, but, however seeks liberty to challenge the Disciplinary Proceedings instituted against the late husband of the writ petitioner as per provision of Law.

In view of the submissions made, the writ petition stands dismissed as not pressed.

Interim orders, if any, stands vacated.

JUDGE

Comparing Assistant