

GAHC010255252018



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

Case No. : PIL/74/2018

SWATI BIDHAN BARUAH
D/O- SUPTI RANJAN BARUAH, R/O- PANDU CABIN (NEAR RAILWAY B G
OFFICE), P.O- PANDU, GUWAHATI- 781012, DIST-KAMRUP(M), ASSAM

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM, DISPUR,
GUWAHATI- 06, DIST- KAMRUP(M), ASSAM

2:THE PRINCIPAL SECRETARY
TO THE GOVT OF ASSAM
HEALTH AND FAMILY WELFARE DEPTT
DISPUR
GUWAHATI- 06
DIST- KAMRUP(M)
ASSAM

3:THE UNION OF INDIA
REP. BY THE SECRETARY TO THE GOVT OF INDIA
MIN OF HEALTH AND FAMILY WELFARE
NEW DELHI

4:THE MEMBER SECRETARY
ASSAM STATE LEGAL SERVICES AUTHORITY
GAUHATI HIGH COURT
OLD BLOCK
GUWAHATI-1

For petitioner/appellant(s) : Swati Bidhan Baruah, Advocate
(petitioner-in-person)

For respondent(s) : Mr. D.P. Borah, SC, Health
Mr. R.K.D. Choudhury, Deputy SGI
Ms. R.S. Chowdhury, Advocate
Ms. S. Sarma, Advocate

– BEFORE –
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI

07.01.2025

(Vijay Bishnoi, CJ)

An additional affidavit dated 06.01.2025 is filed by the petitioner stating that the Ministry of Health & Family Welfare, Government of India, has issued a Standard Operating Procedure (SOP) dated 03.09.2024 in relation to the medical treatment and other medical facilities, etc. to be provided to the transgender community and the State Government is required to implement the said SOP.

Learned counsel appearing for the respondent government department is directed to file response to the above-referred additional affidavit dated 06.01.2025, clarifying whether the SOP dated 03.09.2024 issued by the Ministry and Health & Family Welfare Department, Government of India, has been implemented in the State of Assam, or not.

Learned counsel representing the respondent State is also directed to provide details regarding the measures taken by the State of Assam in terms of the provisions of the Transgender Persons (Protection of Rights) Act, 2019.

List on **03.03.2025**.

In the meantime, the petitioner, if so desires, may file additional affidavit

regarding further steps required to be taken by the State or the Central Government on the issue involved in this PIL petition.

JUDGE

CHIEF JUSTICE

Comparing Assistant