

GAHC010008822016



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

Case No. : WP(C)/916/2016

RANJIT KR. MONDAL and 2 ORS.
S/O- KARTIK CHANDRA MONDAL, R/O VILL.- 2 NO. NAWAPARA, P.O.-
NAWAPARA, P.S.- MANIKPUR, DIST.- BONGAIGAON, PIN- 783392, ASSAM.

2: NIMAI DAS
S/O- GOURANGA DAS
R/O VILL. and P.O.- PATILADOHA
P.S.- MANIKPUR
DIST.- BONGAIGAON
PIN- 783392
ASSAM.

3: SANJAY KR. BISWAS
S/O- SRI JADUMOHAN BISWAS
R/O VILL.- BARBILA
P.O.- MANIKPUR
DIST.- BONGAIGAON

VERSUS

THE STATE OF ASSAM and 3 ORS.
REP. BY THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM,
WELFARE OF PLAIN TRIBES AND BACKWARD CLASSES DEPTT., DISPUR,
GHY- 6, DIST.- KAMRUP M, ASSAM.

2: THE DIRECTOR
WELFARE OF SCHEDULED CASTES
SARUMOTORIA
GHY- 6
KAMRUP M
ASSAM.

3: THE SUB-DIVISIONAL WELFARE OFFICER
BIJNI

DIST.- BONGAIGAON.

4:HIMMATSINGKA AUTO ENTERPRISE
KUSHAN PLASA
3RD FLOOR
OPP. ASSAM OIL PETROL PUMP
G.S. ROAD
GANESHGURI
GHY- 5
DIST.- KAMRUP M
ASSAM

Advocate for the Petitioner : MR. A M DUTTA

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE PRASANTA KUMAR DEKA

ORDER

Date : 30.3.2021

Mr. M.Z. Ahmed, learned Senior Counsel assisted by Mr. S. K. Sarma, learned counsel for the petitioner.

The initial claims of the petitioners were in respect of their contribution of 25% which they deposited in pursuance of the scheme for self employment under the Directorate of Welfare of Schedule Caste. However as the benefit given to the petitioners did not reach them purportedly due to alleged misconduct on the part of the dealer through which the proposed Tata pick up vans were supposed to be delivered this court directed the respondents to refund back the said 25 % contribution which was accordingly refunded to all the petitioners and petitioners had received the said amount. However learned Senior Counsel appearing on behalf of the petitioners sought for interest component on the said amount of Rs. 46,500/- each by the petitioners as due to the default of the respondents the petitioners were deprived from the benefits under the scheme.

In view of the same, let this matter be listed again on 7.4.2021 . As the learned counsel Mr.R. Dhar representing the department of WPT & BC is absent today, Ms. D. D.

Barman, learned Addl. Senior Govt. Advocate shall inform to Mr. Dhar about passing of this order and his presence on the next date fixed.

JUDGE

Comparing Assistant