

GAHC010010942024



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

**Case No. : WP(C)/325/2024**

M/S SARMA ART COTTAGE AND ANR  
A PROPRIETORSHIP FIRM HAVING ITS REGISTERED OFFICE AT  
KAHILIPARA NARAKASUR, NEAR NARAKASUR HIGH SCHOOL, HOUSE  
NO. 63, BALI RAM TERON PATH, GUWAHATI-19, DULY REPRESENTED BY  
ITS SOLE PROPRIETOR DIPAK SARMAH

2: DIPAK SARMAH  
PROPRIETOR OF M/S SARMA ART COTTAGE  
S/O LATE DHURJYOTI SARMAH  
R/O KAHILIPARA NARAKASUR  
NEAR NARAKASUR HIGH SCHOOL  
HOUSE NO. 63  
BALI RAM TERON PATH  
GUWAHATI-19  
DIST- KAMRUP (M)  
ASSA

VERSUS

THE STATE OF ASSAM AND 8 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,  
ELEMENTARY EDUCATION DEPARTMENT, DISPUR, GUWAHATI-781006

2:AXOM SARVA SIKSHA ABHIYAN MISSION  
REPRESENTED BY THE MISSION DIRECTOR  
KAHILIPARA  
GUWAHATI-781019

3:THE EXECUTIVE DIRECTOR  
SAMAGRA SIKSHA  
IN THE OFFICE OF THE AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA  
GUWAHATI-781019  
ASSAM

4:THE CHIEF EXECUTIVE DIRECTOR  
AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA

GUWAHATI-781019  
5:THE FINANCE DEPARTMENT  
GOVERNMENT OF ASSAM  
DISPUR  
GUWAHATI-06  
6:KANDARPA KUMAR KALITA  
STATE PROGRAMME OFFICER  
AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA  
GUWAHATI-781019  
7:MS. SUMI BORTHAKUR  
STATE PROGRAMME OFFICER  
AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA  
GUWAHATI-781019  
8:RIPEN BORO  
STATE PROGRAMME OFFICER  
AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA  
GUWAHATI-781019  
9:MS. REBATI MOHAN KAKATI  
STATE PROGRAMME OFFICER  
AXOM SARVA SIKSHA ABHIYAN MISSION  
KAHILIPARA  
GUWAHATI-78101

**Advocate for the Petitioner** : MS. B BHUYAN

**Advocate for the Respondent** : SC, ELEM. EDU

**BEFORE**  
**HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA**

**ORDER**

**28.03.2024**

Mr. B. Choudhury, learned counsel for the respondent nos.2, 3 & 4 submits that as per the letter dated 27.03.2024 issued by the Executive Director, SSA, the petitioner firm is not entitled to any dues, inasmuch as, no NIT was invited and no work order was issued to the petitioner firm.

Ms. B. Bhuyan, learned Senior Counsel for the petitioners submits that it is the case of the petitioner that no NIT was invited for procurement of the materials which had been supplied by the petitioner and neither was any work order issued to the petitioner for supply of the same. However, the materials and bills were received by the respondents.

List the matter after the Bihu vacation.

**JUDGE**

**Comparing Assistant**