

GAHC010016512015



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

**Case No. : Crl.Rev.P./224/2015**

M/S DUTTA ELECTRICALS and ANR.  
C/O PRINCE COMMERCIAL COMPLEX, ASHRAM ROAD, ULUBARI,  
GUWAHATI-7, DIST. KAMRUP M, ASSAM.

2: SRI BIPLAB DUTTA  
S/O LT. BINOY BHUSAN DUTTA R/O BORTHAKUR MILL ROAD  
ULUBARI  
GUWAHATI-7  
DIST. KAMRUP M  
ASSAM

VERSUS

M/S ASSAM SUPPLY SYNDICATE  
HAVING ITS OFFICE AT CHATTRIBARI KRISHNA NAGAR, GHY-1, DIST.  
KAMRUP M, ASSAM, REPRESENTED BY ITS PROPRIETOR SRI RAMAVATAR  
JALAN.

**Advocate for the Petitioner : MS.S BARUA**

**Advocate for the Respondent :**

Linked Case : Crl.M.C./294/2015

M/S DUTTA ELECTRICALS and ANR  
C/O PRINCE COMMERCIAL COMPLEX  
ASHRAM ROAD  
ULUBARI

GHY-7  
DIST. KAMRUP M  
ASSAM.

2: SRI BIPLAB DUTTA  
S/O LT. BINOY BHUSAN DUTTA R/O BORTHAKUR MILL ROAD  
ULUBARI  
GUWAHATY-7  
DIST. KAMRUP M  
ASSAM.  
VERSUS

M/S ASSAM SUPPLY SYNDICATE  
HAVING ITS OFFICE AT CHATTRIBARI KRISHNA NAGAR  
GHY-1  
DIST. KAMRUP M  
ASSAM  
REPRESENTED BY ITS PROPRIETOR SRI RAMAVATAR JALAN.

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Advocate for : MR.R KALITA  
Advocate for : appearing for M/S ASSAM SUPPLY SYNDICATE

Linked Case : I.A.(CrI.)/337/2018

M/S DUTTA ELECTRICALS AND ANR  
C/O- PRINCE COMMERCIAL COMPLEX  
ASHRAM ROAD  
ULUBARI  
GHY-7  
DIST- KAMRUP (M)  
ASSAM

2: BIPLAB DUTTA  
S/O- LT BINOY BHUSAN DUTTA  
R/O- BORTHAKUR MILL ROAD  
ULUBARI  
GHY-7  
DIST- KAMRUP (M)  
ASSAM  
VERSUS

M/S ASSAM SUPPLY SYNDICATE  
HAVING ITS OFFICE AT CHATTRIBARI KRISHNA NAGAR  
GHY-1

DIST- KAMRUP (M)  
ASSAM

REP. BY ITS PROPRIETOR SRI RAMAVATAR JALAN

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Advocate for : MRS J M KONWAR  
Advocate for : MR. K BHATTACHARJEE appearing for M/S ASSAM SUPPLY  
SYNDICATE

Linked Case : I.A.(Crl.)/539/2016

M/S DUTTA ELECTRICALS and ANR.

VERSUS

M/S ASSAM SUPPLY SYNDICATE

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Advocate for : MRS.J M KONWAR  
Advocate for : appearing for M/S ASSAM SUPPLY SYNDICATE

**B E F O R E**

**HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND**

**16.05.2023**

Heard Ms. V.V. Thanyu, learned counsel appearing on behalf of Mr. R. Kalita as well as Mr. K. Bhattacharjee, learned counsel for the respondent.

I have heard the submissions at the Bar.

The learned counsel for the respondent has relied on the decision of the Hon'ble Supreme Court in ***Santosh Jain Vs Narashima Mufti*** in connection with **Special Leave to Criminal Appeal No. 119/2022 dated 18.10.2022**, where the cost of Rs. 5 lacs was

imposed due to the delay of 10 years for settling the case.

The petitioner is directed to pay 10,00,000/- within 2(two) weeks and this matter without further delay will be heard on the next day fixed.

List this matter again on 06.06.2023 for hearing without any further delay.

**JUDGE**

**Comparing Assistant**