

GAHC010026252026



2026:GAU-AS:2425

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

Case No. : WP(C)/831/2026

JURI PHUKAN GOHAIN
W/O SOBHARAM PHUKAN, R/O KAKOJAN BONITHAGURI GAON, P.O.
RAJOI TINIALI, P.S. TEOK, DIST. JORHAT, ASSAM, PIN 785107

VERSUS

THE STATE OF ASSAM AND OTHERS
REPRESENTED HEREIN BY THE COMMISSIONER AND SECY. TO THE
GOVT. OF ASSAM, HOME AND POLITICAL DEPTT. JANATA BHAWAN,
DISPUR, GUWAHATI, ASSAM 781001

2:THE DIRECTOR GENERAL OF POLICE (DGP)
ASSAM POLICE HEADQUARTERS
ULUBARI
GUWAHATI-07
KAMRUP METRO
ASSAM

3:THE ADDL. DIRECTOR GENERAL OF POLICE (ADMIN)
ASSAM POLICE HEADQUARTER
ULUBARI
GUWAHATI
DIST- KAMRUP (M)
ASSAM

4:THE SUPERINTENDENT OF POLICE
JORHAT
ASSAM

5:THE SENIOR SUPERINTENDENT OF POLICE
JORHAT
ASSAM

6:THE MOTOR TRANSPORT OFFICER

POLICE RESERVE
JORHAT
ASSAM

Advocate for the Petitioner : MR. D GOGOI,

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 18.02.2026

Heard Mr. D. Gogoi, learned counsel for the petitioner and Ms. U. Das, learned Additional Senior Government Advocate, Assam for all the respondents.

2. The petitioner has stated that she is the registered owner of a vehicle [Innova Crysta] bearing registration no. AS-01/FS-7044 [‘the subject-vehicle’, for short]. On 01.01.2024, the subject-vehicle was taken on hire by the respondent authorities for the purpose of its deployment in law and order duty. The subject-vehicle was finally released on 17.11.2025 by a Release Order passed by the respondent no. 6. According to the petitioner, the vehicle was hired for a period of 686 days from 01.01.2024 to 17.11.2025. As the rate of hire has been prescribed by the State Government in the Transport Department by a Notification dated 27.08.2023, the petitioner preparing his bill as per the said prescribed rate submitted a bill for an amount of Rs. 14,26,194/- [= 686 days x Rs. 2079/- per day]. As the said amount has not yet been released to the petitioner despite repeated approaches and representations from her end, the petitioner is before this Court by the instant writ petition seeking inter alia a direction to the respondent authorities to release the amount of Rs. 14,26,194/-.

3. Ms. Das, learned Additional Senior Government Advocate, Assam appearing for the State respondents has submitted that though there is no statement annexed to the writ petition admitting the liability to the extent of Rs. 14,26,194/-. Since the petitioner has claimed the amount against one vehicle was taken on hire and the petitioner has submitted

the bills as per the prescribed Government rate, the authority can examine the claim of the petitioner and if after examination, any amount is found entitled to the petitioner then the same can be released.

4. Mr. Gogoi, learned counsel for the petitioner agreed to the submissions of the learned Additional Senior Government.

5. In view of the fact situation obtaining in the case, as narrated above, and the broad consensus arrived at by the learned counsel for the parties in the afore-stated manner, this Court is of the considered view that instead of keeping this writ petition pending, the same can be disposed of with a direction to the respondent authorities, more particularly, the respondent no. 5 to examine the claim of the as regards his entitlement of Rs. 14,26,194/- towards hiring charges of the subject-vehicle with the records available in the office and if after such examination, the amount of Rs. 14,26,194/- or any other amount is found due to the petitioner then the respondent no. 5 shall forward a proposal to the respondent no. 2 for approval and release. The respondent no. 2 shall thereafter, complete the process of releasing the entitlement amount to the petitioner. It is accordingly ordered. It is further observed that the entire exercise shall be carried out and completed within a period of 4 [four] months from the date of submission of the copy of this order at the office of the respondent no. 5 by the petitioner.

6. This order disposes of the writ petition.

JUDGE

Comparing Assistant