

GAHC010034822023



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

**Case No. : WP(C)/994/2023**

M/S DIVINE ASSOCIATES  
REPRESENTED BY ASHIM AGARWALLA, S/O RAM CHANDRA  
AGARWALLA, R/O LILA BARUAH LANE GNB ROAD, AMBARI, GUWAHATI-  
1, DIST-KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,  
DISPUR, GUWAHATI-6

2:SECRETARY TO THE GOVT. OF ASSAM  
WATER RESOURCES DEPARTMENT  
CHANDMARI  
GUWAHATI-3

3:THE CHIEF ENGINEER  
WATER RESOURCES DEPARTMENT  
(PREVIOUSLY DEPARTMENT OF FLOOD CONTROL  
GUWAHATI 3 GOVT. OF ASSAM CHANDMARI  
GUWAHATI-3

4:THE SUPERINTENDING ENGINEER WATER RESOURCES DEPARTMENT  
CHANDMARI  
GUWAHATI-3

5:EXECUTIVE ENGINEER WATER RESOURCES DEPARTMENT  
GUWAHATI EAST W.R. DIVISION  
GUWAHATI-

**Advocate for the Petitioner : MR. D K JAIN**

**Advocate for the Respondent : GA, ASSAM**

**BEFORE  
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : 24.02.2023**

Heard Mr. D.K. Jain, learned counsel for the petitioner; Mr. R. Talukdar, learned Junior Government Advocate, Assam for the respondent no. 1; and Mr. R.M. Das, learned Standing Counsel, Water Resources Department for the respondent nos. 2, 3, 4 & 5.

The petitioner has approached this Court by instituting this writ petition under Article 226 of the Constitution of India seeking **inter alia** a direction to the respondent authorities to disburse a sum of Rs. 8,39,496/- which, according to the petitioner, is an admitted liability for the contract works executed by him for the respondent authorities in the Water Resources Department.

Issue notice, returnable in 4 [four] weeks.

As Mr. Talukdar has appeared and accepted notice on behalf of the respondent no. 1 and Mr. Das has appeared and accepted notices on behalf of the respondent nos. 2, 3, 4 & 5, no formal notices need to be issued in respect of the said respondents. The learned counsel for the petitioner shall serve requisite nos. of extra copies of the writ petition along with annexures, to Mr. Talukdar and Mr. Das within 2 [two] working days from today.

**JUDGE**

**Comparing Assistant**