

GAHC010042652023



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

Case No. : Cont.Cas(C)/122/2023

RISHIK CHARAN SARMA
S/O LATE AJAY CHARAN SARMA, R/O MILANPUR CHANDMARI, NEAR
OLD MASJID, HOUSE NO. 16, PANI PATH, P.O.-BAMUNIMAIDAN, P.S.-
CHANDMARI, GUWAHATI-21, DIST-KAMRUP (M), ASSAM

VERSUS

DIGANTA BARUAH
THE CHIEF ENGINEER, PUBLIC HEALTH AND ENGINEERING
DEPARTMENT (PHE), HENGRABARI, GUWAHATI DIVISION, GUWAHATI-36,
DIST-KAMRUP (M), ASSAM

Advocate for the Petitioner : MS M BORAH

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

15.03.2023

Heard Ms. M. Borah, learned counsel for the petitioner, who by means of this petition has alleged non-compliance of the direction contained in the order dated 30.05.2022 passed by this Court in WP(C)/760/2020. By the said order, the bills of the petitioner contractor was directed to be processed within a period of 45 days and

disbursement as per the direction contained in the case of ***Tamsher Ali and Ors. Vs. State of Assam and Ors.*** reported in ***2008 (4) GLT 1 [FB]***. As per the guidelines laid down by the Full Bench of this Court in the case of ***Tamsher Ali (Supra)***, the payments were supposed to be disbursed in a chronological manner. *Prima facie*, this Court is not of the view that there has been any willful or deliberate violation of the order.

However, at this stage, let notice be issued to the respondent, returnable by 4(four) weeks, so that this Court can be apprised regarding steps taken towards compliance of the order in question.

Steps for service of notice upon the sole respondent be taken by registered post with A/D. Steps within two days.

List this case after 4(four) weeks.

For the present, the requirement of personal appearance is dispensed with.

JUDGE

Comparing Assistant