

GAHC010048452026



undefined

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

Case No. : Cont.Cas(C)/161/2026

M/S DUTTA ENTERPRISE
A PARTNERSHIP FIRM, REPRESENTED BY ONE OF ITS PARTNER NAMELY
MR. UTPAL DUTTA, AGED ABOUT 61 YEARS, S/O ANUKUL CHANDRA
DUTTA, R/O MISSION PARA, P.O. DIGBOI, PIN- 786171 IN THE DISTRICT OF
TINSUKIA, ASSAM.

VERSUS

RATI KANTA PEGU
CHIEF ENGINEER, PWD (BORDER ROADS AND NEC WORKS), ASSAM,
CHANDMARI, GUWAHATI- 781003, KAMRUP (M), ASSAM.

Advocate for the Petitioner : MR. S BARMAN, RAJNI SINGH, M DEKA, MR. R B GOHAIN

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : --20.03.2026

Heard Mr. R.B. Gohain, learned counsel for the petitioner.

2. This contempt petition is preferred alleging non-compliance of the directions made in an Order dated 19.11.2025 passed in a writ petition, W.P.[C.] no. 3028/2025. The directions

are to the following effect :-

9. Accordingly, the instant writ petition stands disposed of with the following directions:

(i). The respondent authorities and, more particularly, the respondent No.3 are directed to refund the security deposit of an amount of Rs.27,25,344/- within a period of 3(three) months from the date a certified copy of this order is served upon the respondent No.3.

(ii). This Court, taking into account the statements made in paragraph No.9 is not inclined to impose any interest upon the respondent authorities, if within the time permitted in Sub- Paragraph (i), the respondent authorities release the security deposit. However, if the said amount is not disbursed within the period of 3(three) months from the date of furnishing the certified copy to the respondent No.3, the said amount shall carry interest @ 6% from the date, the petitioner, as per the contractual terms and conditions was entitled to the refund of the security deposit.

3. Having regard to the directions made, this Court has requested Mr. B. Gogoi, learned Standing Counsel, PWD to obtain instruction as to whether the directions have been complied with or not till date.

4. Mr. Gogoi has sought for listing of the case on 01.04.2026 to obtain instruction in the matter.

5. Mr. Gohain, learned counsel for the petitioner shall furnish a copy of the contempt petition to Mr. Gogoi to enable him to obtain the above instructions.

6. List the case accordingly, on 01.04.2026.

JUDGE

Comparing Assistant