

GAHC010062102026



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

Case No. : WP(C)/1871/2026

M/S RAMAWTAR AGARWALLA
A PROPRIETORIAL CONCERN HAVING ITS OFFICE AT DACCAPATTY,
NAGAON, DISTRICT- NAGAON (ASSAM) AND IS REPRESENTED BY ITS
PROPRIETOR SHRI RAMAWTAR AGARWALA AGE 62 YEARS, SON OF SRI
BAJRANGLAL AGARWALLA, RESIDENT OF DUCCAPATTY, NAGAON, IN
THE DISTRICT OF NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER, PANCHAYAT AND RURAL
DEVELOPMENT ASSAM,, PANJABARI, JURIPAR, GUWAHATI- 781037
(ASSAM)

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT ASSAM
DISPUR
GUWAHATI- 781006 (ASSAM)

3:THE NAGAON ZILA PARISHAD
NAGAON (ASSAM) REPRESENTED BY ITS CHAIRMAN
NAGAON ZILA PARISHAD
NAGAON(ASSAM)

4:THE CHIEF EXECUTIVE OFFICER
NAGAON ZILA PARISHAD
NAGAON (ASSAM)

5:THE CHIEF ENGINEER PWD (BUILDING)
ASSAM CHANDMARI GUWAHATI-3 (ASSAM)

Advocate for the Petitioner : MR G N SAHEWALLA, MS S AGARWAL,MR M SAHEWALLA

Advocate for the Respondent : SC, PWD, SC, P AND R.D.

**BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 01.04.2026

Heard Mr. G.N. Sahewalla, learned Senior Counsel assisted by Mr. M. Sahewalla, learned counsel for the petitioner; Ms. N. Bora, learned Standing Counsel, Panchayat and Rural Development Department for the respondent nos. 1 – 4; and Mr. M. Bhuyan, learned counsel on behalf of Mr. B. Gogoi, learned Standing Counsel, PWD for the respondent no. 5.

The petitioner has preferred this writ petition stating that an amount of Rs. 97,23,640/- has remained outstanding against the contract-work executed by the petitioner on behalf of the respondents. Seeking a direction to the respondent authorities to release the said amount, the petitioner has preferred the instant writ petition.

Issue notice, returnable on 15.05.2026.

As Ms. Bora, learned Standing Counsel, Panchayat and Rural Development Department has appeared and accepted notice on behalf of the respondent nos. 1 – 4; and Mr. Bhuyan, learned counsel has appeared and accepted notice on behalf of the respondent no. 5, issuance of formal notice to the respondents is dispensed with. However, requisite nos. of extra copies of the writ petition along with annexures are to be furnished to Ms. Bora and Mr. Bhuyan within 2 [two] working days from today.

The respondents shall bring their stand as regards the claim of the

petitioner by way of a counter affidavit on or before the returnable date.

JUDGE

Comparing Assistant