

GAHC010235932025



2025:GAU-AS:14744

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

Case No. : I.A.(Civil)/3401/2025

MS RANA CONSTRUCTION AND ENGINEERS PVT LTD
SURAJ COMPLEX ULUBARI CHARIALI KAMRUP METRO GUWAHATI
ASSAM REPRESENTED BY ONE OF ITS DIRECTORS RANA ZAMAN SON OF
ALHAZ RAHMAN ALI RESIDENT OF HOUSE NO 62 RAHMAN MANSIKON
SOUTH SARANIA PO ULUBARI DISTRICT KAMRUP METRO ASSAM
GUWAHATI 781007

VERSUS

MD M ALI BAKSH AND 3 ORS
EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT N H DIVISION
GUWAHATI 781001

2:SRI PARESH CHANDRA DEKA
EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT N H DIVISION
GUWAHATI 781001

3:SRI KALYAN KUMAR SARMA
EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT N H DIVISION
GUWAHATI 781001

4:SRI SIDDHARTHA SHANKAR SARMAH
EXECUTIVE ENGINEER PUBLIC WORKS DEPARTMENT N H DIVISION
GUWAHATI 78100

Advocate for the Petitioner : MR. K N CHOUDHURY, MR. TANUZ KASHYAP,MR. R M DEKA

Advocate for the Respondent : ,

Linked Case : Cont.Cas(C)/163/2018

M/S RANA CONSTRUCTION AND ENGINEERS PVT LTD
SURAJ COMPLEX
ULUBARI CHARIALI
KAMRUP (METRO)

GUWAHATI - 781007
ASSAM
REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
SON OF ALHAZ RAHMAN ALI

R/O HOUSE NO. 62
RAHMAN MANSION

SOUTH SARANIA
P.O. ULUBARI
DIST. KAMRUP (M)
ASSAM
ASSAM
GUWAHATI- 781007.

VERSUS

MD M ALI BAKSH
EXECUTIVE ENGINEER

PUBLIC WORKS DEPARTMENT
GUWAHATI NH DIVISION
GUWAHATI- 781001.

2:SRI PARESH CHANDRA DEKA
EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT GUWAHATI NH DIVISION
GUWAHATI-781001.

3:SRI KALYAN KUMAR SARMA
EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT
GUWAHATI N.H DIVISION
GUWAHATI-781001

Advocate for : MR. K N CHOUDHURY
SENIOR ADVOCATE
Advocate for : MR. Y S MANNAN appearing for MD M ALI BAKSH

Advocate for the applicant(s): Mr. T Kashyap

Advocate for the respondent(s):

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH

ORDER

31.10.2025

Heard Mr. T Kashyap, the learned counsel appearing on behalf of the applicant.

2. This is an application filed seeking leave to implead the opposite party No.4 to the accompanying contempt proceedings.

3. This Court duly takes note of that vide the order dated 31.01.2018 passed in WP(C)No.7106/2017, a direction was passed by this Court directing the respondents not to deduct any amount from the petitioner's bill on account of forest royalty.

4. The accompanying contempt proceedings has been initiated on the ground that pursuant thereto the contemnor No.1 had deducted from the bills of the petitioner the forest royalty on 17.03.2018.

5. This Court enquired with the learned counsel as to whether there has been any further deductions. The learned counsel for the applicant submitted that there has been no further deductions, but on the ground that the incumbent Officer had been changed, the present application has been filed.

6. It is the opinion of this Court that as the opposite party No.4 herein had not made any deductions, the question of there being any act of contempt by the opposite party No.4 does not arise. Consequently, it is the opinion of this Court that the instant application is misconceived, for which, the same is dismissed.

JUDGE

Comparing Assistant