

GAHC010142362021



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

Case No. : PIL/57/2021

CHIRIYAKHANA PATHA JYESTHO NAGARIK SANSHTA
REPRESENTED BY ITS PRESIDENT HAVING ITS OFFICE AT HOUSE NO. 3,
PALASHPATH, SENDURIALI, P.O. ZOO ROAD, GUWAHATI 24, ASSAM.

VERSUS

THE STATE OF ASSAM AND 5 ORS. B
THROUGH ITS SECY., URBAN DEVELOPMENT DEPTT., GOVT. OF ASSAM
JANATA BHAVAN, 1ST FLOOR, D BLOCK DISPUR, GUWAHATI 06, ASSAM.

2:THE SECY. TO THE GOVT. OF ASSAM
PUBLIC HEALTH ENGINEERING DEPTT.
ASSAM SECRETARIAT, DISPUR, GUWAHATI 781006

3:GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
THROUGH CHIEF EXECUTIVE OFFICER
NEAR GUWAHATI MEDICAL COLLEGE,
GUWAHATI 781001

4:THE COMMISSIONER
GUWAHATI MUNICIPAL CORPORATION PANBAZAR
GUWAHATI 781001

5:THE MANAGING DIRECTOR
GUWAHATI METROPOLITAN DRINKING WATER AND SEWERAGE BOARD
1ST FLOOR, TRIPTI TOWERS GANESHGURI, GUWAHATI 781005

6:THE CHAIRMAN
CENTRAL GROUND WATER BOARD (CGWB) MINISTRY OF JAL SHAKTI
DEPTT. OF WATER RESOURCES
RIVER DEVELOPMENT AND GANGA REJUVENATION
GOVT. OF INDIA, BHUJAL BHAWAN
NH-IV, FARIDABAD 12100

For the Petitioner : Mr. A. Phukan, Advocate.
Mr. W. Sharma, Advocate.

For the Respondents : Mr. D. Saikia, Advocate General, Assam.
Mr. S. Bora, Standing Counsel, GMC & GMDA.
Mr. K. Gogoi, Central Government Counsel.

– BEFORE –

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SUMAN SHYAM**

26.07.2023

Mr. D. Saikia, learned Advocate General, Assam submits that for the project of supply of drinking water to the South Guwahati area, the contract was granted to M/s Gammon India Limited who despite repeated extensions could not complete the task and hence, its contract was terminated. Fresh tender was floated and only 1(one) bidder filed its bid and thus, for completion of 24% of the work which still remains to be executed, the decision is pending with the Cabinet.

We trust that this decision shall be taken at the earliest so that the project of great importance can be completed at the earliest.

Mr. A. Phukan, learned counsel for the petitioner has pointed out that as per the affidavit filed on behalf of the respondents in August, 2022, work order issued for supplying water to South East Guwahati area could not be completed as the contractor failed to perform the task under the work order. However, the respondents have not filed any material to show as to what steps have been taken to issue a fresh work order in this project.

Mr. D. Saikia, learned Advocate General, Assam prays for short opportunity to make his submissions on this issue raised by the learned counsel for the petitioner.

List on 24.08.2023.

JUDGE

CHIEF JUSTICE

Comparing Assistant