

GAHC010101882019



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

**Case No. : Arb.P./18/2019**

M/S. BHARTIA INFRA PROJECTS LTD.  
(FORMERLY KNOWN AS BHARTIA ASSOCIATES PVT. LTD.) UNDER THE  
COMPANIES ACT, 1956, HAVING ITS REGD. OFFICE 201 ROYAL ARCADE,  
DR. B BARUAH ROAD, ULUBARI, GUWAHATI, ASSAM.

VERSUS

1: UNION OF INDIA AND ANR.  
REP. BY THE GENERAL MANAGER, N. F. RAILWAY, MALIGAON,  
GUWAHATI-781011.

2:THE CHIEF ENGINEER  
N. F. RAILWAY MALIGAON GUWAHATI-781011

**Advocate for the Petitioner : MR. R HUSSAIN**

**Advocate for the Respondent : SC, NF RLY**

**Linked Case : Arb.P./41/2020**

M/S BHARTIA INFRA PROJECTS LTD.  
FORMERLY KNOWN AS BHARTIA ASSOCIATE PVT. LTD.  
A COMPANY INCORPORATED UNDER THE COMPANIES ACT 1956 HAVING  
ITS REGD. OFFICE AT 201 ROYAL ARCADE DR. B. BARUAH ROAD ULUBARI  
GUWAHATI- 781007 ASSAM.

VERSUS

1: THE UNION OF INDIA AND 6 ORS  
REP. BY THE GENERAL MANAGER (CON)  
N.F. RAILWAY N.F. RAILWAY MALIGAON GUWAHATI- 781011.

2:THE CHIEF ENGINEER/CONSTRUCTION- I N.F. RAILWAY MALIGAON  
GUWAHATI- 781011. 3:THE DY. CHIEF ENGINEER/CON-IIN.F. RAILWAY

MALIGAON GUWAHATI- 781011.

4:THE FA AND CAO/CON  
N.F. RAILWAY MALIGAON GUWAHATI- 781011.

5:SRI S.P. SINGH  
CHIEF ENGINEER/CON-VIII  
OFFICE OF GENERAL MANAGER (CONSTRUCTION)  
N.F. RAILWAY MALIGAON GUWAHATI- 781011.

6:SHRI S. HAJONG  
THE THEN CPRO/MLG AND NOW GGM/RVNL/MLG AND CO-ARBITRATOR  
OFFICE OF GENERAL MANAGER (CONSTRUCTION) N.F. RAILWAY  
MALIGAON GUWAHATI- 781011.

7:SHRI P. MAHANTI  
RETD. FA AND CAO/EAST COAST RAILWAY  
OFFICE OF GENERAL MANAGER (CONSTRUCTION)  
N.F. RAILWAY MALIGAON GUWAHATI- 781011.

Advocate for : MR. R HUSSAIN  
Advocate for : SC NF RLY appearing for THE UNION OF INDIA AND 6 ORS

**Linked Case : Arb.P./4/2020**

BIKASH ENTERPRISES  
3-B 3RD FLOOR SHIMA PLAZA G.S. ROAD  
ULUBARI CHARIALI GUWAHATI- 781007.

VERSUS

1: THE UNION OF INDIA AND 2 ORS  
REP. BY THE GENERAL MANAGER (WORKS)  
N.F. RAILWAY MALIGAON GUWAHATI- 781011.

2:THE SENIOR DIVISIONAL ENGINEER / C  
N.F. RAILWAY MALIGAON GUWAHATI- 781011.

3:THE DY. CHIEF ENGINEER / WORKS  
N.F. RAILWAY MALIGAON GUWAHATI.

Advocate for : MR R HUSSAIN  
Advocate for : SC NF RLY appearing for THE UNION OF INDIA AND 2 ORS

**- B E F O R E -**

**HON'BLE THE CHIEF JUSTICE MR. SUDHANSHU DHULIA**

**ORDER**

**Date : 08-12-2021**

Heard Mr. R. Hussain, learned counsel for the petitioners. Also heard Mr. B. Sarma, learned standing counsel, NF Railway, appearing for the respondents.

Put up again before this Court on ***16<sup>th</sup> December, 2021.***

**CHIEF JUSTICE**

**Comparing Assistant**