

GAHC010145982025



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

**Case No. : WP(C)/4054/2025**

SRI TAPASH KUMAR RAY CHOUDHURY  
S/O LATE S.KR. ROY CHOUDHURY, RESIDENT OF AMBIAGIRI NAGAR,  
GUWAHATI, P.O. ZOO-ROAD, KAMRUP(M), ASSAM. PIN-781024

VERSUS

THE STATE OF ASSAM AND ORS  
REPRESENTED BY THE COMMISSIONER, SECRETARY TO THE  
GOVERNMENT OF ASSAM, PUBLIC WORKS DEPARTMENT, JANATA  
BHAWAN, DISPUR, GUWAHATI-781006.

2:THE COMMISSIONER AND SECRETARY  
TO THE GOVERNMENT OF ASSAM  
FINANCE DEPARTMENT  
JANATA BHAWAN  
DISPUR  
GUWAHATI-781006  
ASSAM

3:THE CHIEF ENGINEER  
PUBLIC WORKS DEPARTMENT (BORDER ROADS) ASSAM  
CHANDMARI  
GUWAHATI-781003.

4:THE EXECUTIVE ENGINEER  
PUBLIC WORKS DEPARTMENT (PWD)  
HAJO SAULKUCHI TERRITORIAL ROAD DIVISION  
AMINGAON  
GUWAHATI-31

5:THE ASSISTANT EXECUTIVE ENGINEER  
PWRD  
HAJO TERRITORIAL ROAD SUB-DIVISION  
HAJO

KAMRUP  
ASSAM  
PIN-78110

For the Petitioner(s) : Ms. D. Mushahary, Advocate

For the Respondent(s) : Mr. D. Nath, Sr. GA, Assam

**BEFORE  
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

**ORDER**

**Date : 06.05.2026**

Mr. D. Nath, the learned Senior Government Advocate appearing on behalf of the PWD submitted that 1 (one) week's time may be granted to obtain instructions as to whether the defect liability period was extended in terms with Clause 32.1 of the Standard Bidding Document by issuance of notice upon the Petitioner.

2. It is noticed that the PWD Authorities earlier have sought for time on 30.03.2026. Under such circumstances, a final opportunity is granted to the PWD to obtain the necessary instructions and failing to provide such instructions, this Court would draw presumptions as per law.

3. List this matter on 01.06.2026.

**JUDGE**

**Comparing Assistant**