

GAHC010150952018



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

Case No. : Cont.Cas(C)/385/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX, ULUBARI CHARIALI, KAMRUP (M), GUWAHATI-781007,
ASSAM REP. BY ONE OF ITS DIRECTORS RANA ZAMAN, S/O. ALHAZ
RAHMAN ALI, R/O. HOUSE NO. 62, RAHMAN MANSION, SOUTH SARANIA,
P.O. ULUBAI, DIST. KAMRUP (M), ASSAM, GUWAHATI-781007.

VERSUS

AJIT KAKATI AND 2 ORS.
SECRETARY TO THE GOVT. OF ASSAM, PUBLIC WORKS (ROADS) DEPTT.,
DISPUR, GUWAHATI-781006.

2:DIBYAJYOTI SAHARIA

CHIEF ENGINEER
PUBLIC WORKS DEPTT.
PMGSY WORKS
CHANDMARI
GUWAHATI-781003.

3:jAYANTA KUMAR GOSWAMI
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT(BORDER ROADS)
CHANDMARI
GUWAHATI-78100

Advocate for the Petitioner : MR. K N CHOUDHURY, MR. B K KASHYAP, MR. D J DEKA, MR. D DEKA

Advocate for the Respondent : MR. T C CHUTIA (R2, R3), ADDL. AG, ASSAM, MR. P N GOSWAMI, MR. D K ROY (R2, R3), MS. N DAS (R2, R3), MS. I KAKATI (R2, R3)

Linked Case : Cont.Cas(C)/386/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX
ULUBARI CHARIALI

KAMRUP (M)
GHY-7
ASSAM
REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
S/O- ALHAZ RAHMAN ALI
R/O- H.NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBARI
DIST- KAMRUP (M)
ASSAM
GHY-7

VERSUS

SRI RAJESH KEMPRAI AND ORS.
COMM. AND SECY. TO THE GOVT. OF ASSAM
PUBLIC WORKS (ROADS) DEPTT.
DISPUR
GHY-6

2:SRI DIBYAJYOTI SAHARIA
CHIEF ENGINEER
PUBLIC WORKS DEPTT. (BORDER ROADS AND NEC WORKS)
CHANDMARI
GHY-3

3:SANJIV SHYAM
THE CHIEF ENGINEER
PWD (ROADS)
CHANDMARI
GUWAHATI-781003
ASSAM.

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. T C CHUTIA(R1
2) appearing for SRI RAJESH KEMPRAI AND ORS.

Linked Case : Cont.Cas(C)/387/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX
ULUBARI CHARIALI

KAMRUP (M)
GHY-7
ASSAM
REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
S/O- ALHAZ RAHMAN ALI
R/O- H.NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBARI
DIST- KAMRUP (M)
ASSAM
GHY-7

VERSUS

SRI RAJESH KEMPRAI AND ORS
COMM. AND SECY. TO THE GOVT. OF ASSAM
PUBLIC WORKS (ROADS) DEPTT.
DISPUR
GHY-6

2:SRI AJIT KAKATI
CHIEF ENGINEER
PUBLIC WORKS DEPTT. (ROADS)
CHANDMARI GHY-3

3:SRI SANJIV SHYAM
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT (ROADS)
CHANDMARI
GUWAHATI-781003.

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. D SAIKIA (R1
2) appearing for SRI RAJESH KEMPRAI AND ORS

Linked Case : Cont.Cas(C)/390/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX
ULUBARI CHARIALI
KAMRUP(METRO)
GUWAHATI- 781007
ASSAM
REPRESENTED BY ONE OF ITS DIRECTORS RANA ZAMAN
SON OF ALHAZ RAHMAN ALI
RESIDENT OF HOUSE NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBAI
DIST. KAMRUP(M)
ASSAM
GUWAHATI- 781007.

VERSUS

RAJESH KEMPRAI AND ORS.
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
PUBLIC WORKS (ROADS) DEPTT.
DISPUR
GUWAHATI- 781006

2:AJIT KAKATI
CHIEF ENGINEER
PUBLIC WORKS DEPTT. (ROADS)
CHANDMARI
GUWAHATI- 781003.

3:SRI JAYANTA KUMAR GOSWAMI
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT(ROADS)
CHANDMARI
GUWAHATI-781003

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. D SAIKIA (R1
R2) appearing for RAJESH KEMPRAI AND ORS.

Linked Case : Cont.Cas(C)/392/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.

SURAJ COMPLEX
ULUBARI CHARIALI
KAMRUP(M)
GUWAHATI- 781007
ASSAM REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
S/O- ALHAZ RAHMAN ALI
R/O- H NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O- ULUBARI
DIST- KAMRUP(M)
ASSAM
GUWAHATI- 781007

VERSUS

RAJESH KEMPRAI AND ORS
COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM
PUBLIC WORKS (ROADS) DEPTT
DISPUR
GUWAHATI- 781006

2:AJIT KAKATI
CHIEF ENGINEER
PWD (ROADS)
CHANDMARI
GUWAHATI- 781003

3:SRI SANJIV SHYAM
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT (ROADS) CHANDMARI
GUWAHATI-781003.

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. D SAIKIA(R1
2) appearing for RAJESH KEMPRAI AND ORS

Linked Case : Cont.Cas(C)/411/2018

M/S RANA CONSTRUCTION AND ENGINEERS PVT LTD
SURAJ COMPLEX
ULUBARI CHARIALI
KAMRUP(METRO)
GUWAHATI- 781007
ASSAM REPRESENTED BY ONE OF ITS DIRECTORS RANA ZAMAN

43 YEARS
SON OF ALHAZ RAHMAN ALI
RESIDENT OF HOUSE NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBARI
GUWAHATI- 781007.

VERSUS

AJIT KAKATI AND ANR
CHIEF ENGINEER
PUBLIC WORKS DEPTT. (ROADS)
CHANDMARI
GUWAHATI- 781003.

2:Sri SANJIV SHYAM
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT(ROADS)
CHANDMARI

GUWAHATI-781003

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. D SAIKIA appearing for AJIT KAKATI AND ANR

Linked Case : Cont.Cas(C)/389/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX
ULUBARI CHARIALI
KAMRUP (M)
GUWAHATI-781007
ASSAM REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
S/O. ALHAZ RAHMAN ALI
R/O. HOUSE NO. 62
RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBAI
DIST. KAMRUP (M)
ASSAM
GUWAHATI-781007.

VERSUS

AJIT KAKATI AND 3 ORS.
SECRETARY TO THE GOVT. OF ASSAM
PUBLIC WORKS (ROADS) DEPTT.
DISPUR
GUWAHATI-781006.

2:DIBYAJYOTI SAHARIA

CHIEF ENGINEER
PUBLIC WORKS DEPTT.
PMGSY WORKS
CHANDMARI
GUWAHATI-781003.

3:DEBESH CHAKRABORTY

EXECUTIVE ENGINEERS
WPD
NALBARI RURAL ROAD DIVISION
NALBARI
ASSAM.

4:SRI JAYANTA KUMAR GOSWAMI
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT(ROADS)
CHANDMARI

GUWAHATI-781003

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. T C CHUTIA (R2
R3) appearing for AJIT KAKATI AND 3 ORS.

Linked Case : Cont.Cas(C)/388/2018

M/S. RANA CONSTRUCTION AND ENGINEERS PVT. LTD.
SURAJ COMPLEX
ULUBARI CHARIALI

KAMRUP (M)
GHY-7
ASSAM
REP. BY ONE OF ITS DIRECTORS RANA ZAMAN
S/O- ALHAZ RAHMAN ALI
R/O- H.NO. 62

RAHMAN MANSION
SOUTH SARANIA
P.O. ULUBARI
DIST- KAMRUP (M)
ASSAM
GHY-7

VERSUS

SRI RAJESH KEMPRAI AND ANR.
COMM. AND SECY. TO THE GOVT. OF ASSAM
PUBLIC WORKS (ROADS) DEPTT.
DISPUR
GHY-6

2:SRI DIBYAJYOTI SAHARIA
CHIEF ENGINEER
PUBLIC WORKS DEPTT. (BORDER ROADS AND NEC WORKS)
CHANDMARI
GHY-3

3:SRI JAYANTA KUMAR GOSWAMI
CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT(BORDER ROADS) CAHNDMARI
GUWAHATI-781003

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. D SAIKIA (R1
R2) appearing for SRI RAJESH KEMPRAI AND ANR.

BEFORE
THE HON'BLE MR JUSTICE ARUN DEV CHOUDHURY
O R D E R

05.03.2026

Referring to this court's order dated 18.02.2026, Mr. PN Goswami, learned Additional Advocate General representing the Forest Department submits that once he gets the communication that is referred by Mr. B Gogoi, learned Additional Advocate General representing the Public Works Department, he may verify the present

status of such request.

Mr. Gogoi submits that he will furnish the details of the communication relating to each of cases, by which the Department has requested the Forest Department to refund the forest royalty.

Accordingly, these matters stand adjourned and be listed on 22.04.2026.

In the meantime, Mr. Gogoi may furnish the required communication.

JUDGE

Comparing Assistant