

GAHC010080672018



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

Case No. : 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-78100

Advocate for the Petitioner : MR. K N CHOUDHURY, MR. J PATOWARY,MR D J DAS,MR D DEKA

Advocate for the Respondent : MR. D SAIKIA, MR. B GOGOI,MRS. R BORAH,MR P NAYAK,MS. N BORDOLOI,B JHORAR

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)/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-781003

Advocate for : MR. K N CHOUDHURY
Advocate for : MR. T C CHUTIA (R2
R3) appearing for AJIT KAKATI AND 2 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)/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
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VERSUS

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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
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 29-08-2025

Let this matter be listed before any other Bench without me (N. U.K. Nair, J).

JUDGE

Comparing Assistant