

GAHC010177982020



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

Case No. : WP(C)/5453/2020

M/S DEVI UDYOG

A SMALL SCALE INDUSTRY REGISTERED UNDER THE PROVISIONS OF
FACTORIES ACT 1948 UNDER GOVERNMENT OF ASSAM AND HAVING ITS
OFFICE AT 3RD FLOOR, KUSHAN PLAZA, MUKESH HYUNDAI SHOWROOM
BUILDING, GANESHGURI, DISPUR, GUWAHATI, ASSAM 781006, AND ONE
MORE OFFICE AT LOCATED AT SETHI TRUST BUILDING, UNIT II, 8TH
FLOOR, NEAR SBI (GMC BRANCH), BHANGAGARH, GUWAHATI -03,
ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. PANCHAYAT AND
RURAL DEVELOPMENT DEPTT., ASSAM, DISPUR, GUWAHATI 6

2:COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM
FINANCE DEPTT.
DISPUR
GUWAHATI-6

3:COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM
PERSONNEL (B) DEPTT. DISPUR
GUWAHATI 06

4:DIRECTOR
PANCHAYAT AND RURAL DEVELOPMENT ASSAM
PANJABARI
GUWAHATI 06

5:THE ADDITIONAL CHIEF SECY.

GUWAHATI DEV

URBAN DEV AND PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM.

6:THE PROJECT DIRECTOR
DRDA AND AUTHORISES SIGNATORY OF DPC
DARRANG
MANGALDOI

7:THE JOINT DIRECTOR AND STATE NODAL OFFICE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT DEPTT.

8:THE DEPUTY COMMISSIONER
DARRANG
MANGALDOI
ASSAM

Advocate for the Petitioner : MS. M L GOPE

Advocate for the Respondent : SC, PNRD

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 17.12.2020

Heard Ms. N. Gogoi, learned counsel appearing for the writ petitioner.

The grievance expressed in this writ petition pertains to non-payment of contractual dues, which are stated to be admitted amount.

Issue notice of motion, returnable in four weeks.

Mr. A. Roy, learned standing counsel, PNRD Department, Assam accepts notice on behalf of respondent nos. 1, 4, 6 & 7 and Ms. A. Chelia, learned standing counsel, Finance Department appears for respondent no. 2 and Ms. M. Bhattacharjee, learned Additional Senior Govt. Advocate, Assam accepts notice on behalf of respondent nos. 3 and 8.

It is submitted at the bar that respondent no. 5 is non-existent and therefore, no notice is required to be sent to the said respondent.

In view of the above, service of notice would be deemed to be complete in this case.

Extra copies of the writ petition be furnished to the learned departmental counsel, requisite in numbers, so as to enable them to obtain instructions, facilitating disposal of the writ petition at the stage of admission hearing.

JUDGE

Comparing Assistant