

GAHC010177992020



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

Case No. : WP(C)/5296/2020

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

VERSUS

THE STATE OF ASSAM AND 7 ORS
REP. BY THE COMM. AND SECY. PANCHAYAT AND RURAL DEVELOPMENT
DEPTT., ASSAM, DISPUR, GHY-6

2:COMM. AND SECY. TO THE GOVT. OF ASSAM
FINANCE DEPTT.
DISPUR
GHY-6

3:COMM. AND SECY. TO THE GOVT. OF ASSAM
PERSONNEL (B) DEPTT.
DISPUR
GHY-06

4:DIRECTOR
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
PANJABARI
GHY-06

5:THE ADDL. CHIEF SECRETARY
GUWAHATI DEV

URBAN DEV AND PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM

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

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

8:THE DY. COMMISSIONER
DARRANG
MANGALDOI
ASSA

Advocate for the Petitioner : MS. M L GOPE, MS. N MECH,MS. N GOGOI,MS. N HAWELIA

Advocate for the Respondent : SC, PNRD, GA, ASSAM,SC, FINANCE

Linked Case : 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 : MS. M L GOPE

Advocate for : SC

PNRD appearing for THE STATE OF ASSAM AND 7 ORS

Linked Case : WP(C)/5388/2020

M/S DEVI UDYOG
A SMALL SCALE INDUSTRY REGD. UNDER THE PROVISIONS OF
FACTORIES ACT
1948
UNDER GOVT. OF ASSAM
AND HAVING ITS OFFICE AT 3RD FLOOR
KUSHAN PLAZA
MUKESH HYUNDAI SHOROOM 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
REP. BY THE COMM. AND SECY. PANCHAYAT AND RURAL DEVELOPMENT
DEPTT.
ASSAM
DISPUR
GUWAHATI-06.

2:COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM

FINANCE DEPTT.
DISPUR
GUWAHATI-06.

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 ADDL. CHIEF SECRETARY

GUWAHATI DEV.
URBAN DEV. AND PANCHAYAT AND RURAL DEVELOPMENT DEPTT.
ASSAM.

6:THE PROJECT DIRECTOR

DRDA AND AUTHORISED SIGNATORY OF DPC
DARRANG
MANGALDOI.

7:THE JOINT DIRECTOR AND STATE NODAL OFFICE COMMISSIONER

PANCHAYAT AND RURAL DEVELOPMENT DEPTT.

8:THE DY. COMMISSIONER

DARRANG
MANGALDOI
ASSAM.

Advocate for : MS. M L GOPE
Advocate for : SC
PNRD appearing for THE STATE OF ASSAM AND 7 ORS

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

30.05.2025

Heard Ms. H Jain, learned counsel appearing on instructions of Ms. N Hawelia, learned counsel for the petitioners. Also heard Shri S Dutta, learned Standing Counsel, P&RD Department, Assam as well as Shri M Bhuyan, learned counsel representing the Finance Department, Assam.

In these cases, a claim has been made for releasing the contractual dues from the P&RD Department.

Shri S Dutta, learned Standing Counsel of the Department, however informed that though at present all bills are computerized, the works in question are of the

period prior to such method wherein, it was done manually. He accordingly prays for some time to obtain instructions as to whether the works were actually done.

In view of the above and as an exceptional case, further 2 weeks' time is granted to the learned Standing Counsel to obtain the instructions. However, the instructions are to be invariably obtained within the aforesaid period of 2 weeks considering the writ petition is of the year 2020.

On request, list this case on 16.06.2025.

JUDGE

Comparing Assistant