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

Case No. : PIL/37/2025

NAZRUL ISLAM BARBHUIYA
S/O- KAMAL UDDIN BARBHUIYA, VILL.- JAGADISHPUR PT- (V), P.O.-
JAGADISHPUR, DIST. CACHAR, ASSAM.

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, PUBLIC WORKS ROADS DEPARTMENT,
DISPUR, GUWAHATI-6.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
PUBLIC WORKS ROADS DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE CHIEF ENGINEER
(ROADS) PWRD
ASSAM
CHANDMARI
GUWAHATI- 781003.

4:THE DISTRICT COMMISSIONER
CACHAR
SILCHAR
ASSAM
PIN-788001.

5:THE EXECUTIVE ENGINEER
PWRD
BORKHOLA AND KATIGORAH TERRITORIAL ROAD DIVISION
KATIGORAH

DIST- CACHAR
ASSAM. PIN- 788805.

6:ALTAF HUSSAIN LASKAR
VILL. BHATIRKUPA PT. III
HOUSE NO. 100
P.O.- BHATIRKUPA
P.S.- HAILAKANDI
DIST. HAILAKANDI
ASSAM
PIN-788152

For petitioner/appellant(s) : Mr. N. J. Barbhuiya, Advocate

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

– BEFORE –
HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

01.09.2025

(Ashutosh Kumar, CJ)

Mr. D. Nath, learned Senior Government Advocate, Assam accepts notice on behalf of respondent Nos. 1 to 5 and he submits that the response to the writ petition shall be filed by the next date.

The contention of the petitioner in the writ petition is that despite work order having been issued to respondent No. 6, the construction of road from Katigorah Harinagar (KH) at Cheragi Bazar to Jagadishpur Pt. V has not yet been completed.

The respondent No. 6 actually started the project, i.e. construction of road, from the end extremity, ostensibly on the ground that at the starting point of the road, there exists a canal and it would require a lot of expenses to fill up that canal with earth.

That would not be a justification for not completing the work.

The progress of the project, according to the petitioner, stands only at the stage of 36% but no action has yet been taken by the State in this regard.

The affidavit-in-opposition to be filed by Mr. Nath would also contain response to the afore-noted contention of the writ petitioner.

Let notice be issued to respondent No. 6 also, on steps being taken by the petitioner within a week from today, by registered post as well as by usual process, returnable on **22.10.2025**.

JUDGE

CHIEF JUSTICE

Comparing Assistant