

GAHC010206782025



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

Case No. : WP(C)/5513/2025

SAILEN KUMAR SHARMA
S/O LATE MANI RAM SHARMA
RESIDENT OF WARD NO. 4, TANGLA TOWN, P.O. TANGLA IN THE DIST.
UDALGURI (BTC), PIN-784521.

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, WATER RESOURCES DEPARTMENT, DISPUR, GUWAHATI-
781006.

2:THE CHIEF ENGINEER

WATER RESOURCES DEPARTMENT
ASSAM
ASSAM WATER CENTRE
BASISTHA
GUWAHATI-781029.

3:THE EXECUTIVE ENGINEER

KAMRUP RURAL WATER RESOURCES DIVISIO
FORMERLY KNOWN AS GUWAHATI WEST WATER RESOURCES DIVISION
BHARALUMUKH
GUWAHATI-781009

For the Petitioner(s) : Mr. S. Sarma, Advocate

For the Respondent(s) : Ms. Tinlung, Standing Counsel

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 19.09.2025

Issue notice making it returnable on 15.12.2025.

2. Ms. Tinlung, the learned Standing Counsel, Water Resources Department appears on behalf of the respondent Nos. 1 to 3 and accepts notice.

3. Extra copies of the writ petition be served upon her during the course of the day.

4. The case of the petitioner herein is that the petitioner who is a Class-I(A) contractor under the Water Resources Department of the Government of Assam has undertaken various works to the satisfaction of the Respondent Authorities. On 18.06.2025, the Executive Engineer, Kamrup (Rural), Water Resources Division issued a Liability Certificate to the effect that an amount of Rs. 2,86,99,889/- is payable to the petitioner for 2 (two) works carried out in 2020 and Rs. 22,40,469/- for a work pertaining to the year 2012.

5. The petitioner thereupon had submitted various representations to the Respondent Authorities. However, as the said amounts have not been paid, the petitioner has

approached this Court.

6. The respondents are directed to bring on record their stand by filing the affidavit.

7. This Court observes that the question of maintainability of the writ petition on the grounds of delay and laches is kept open with respect to the petitioner's claim of Rs. 22,40,469/-, as it prima facie appears to be a belated claim.

8. List accordingly.

JUDGE

Comparing Assistant