

GAHC010207572025



undefined

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

Case No. : WP(C)/5550/2025

GREEN VALLEY RURAL DEVELOPMENT SOCIETY (NGO)
REPRESENTED BY ITS PRESIDENT SRI MANOJ RAJBONGSHI, AGED 52
YEARS, S/O- LATE RAJESWAR RAJBONGSHI, R/O-VILL AND P.O.-
KATHALBARI, P.S.-NALBARI, DIST.-NALBARI, ASSAM,

VERSUS

THE STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE SPECIAL CHIEF SECRETARY TO THE
GOVERNMENT OF ASSAM, PUBLIC HEALTH ENGINEERING DEPARTMENT,
DISPUR, GUWAHATI-6.

2:THE SECRETARY TO THE GOVT OF ASSAM AND MISSION DIRECTOR
JAL JEEVAN MISSION
ASSAM
PUBLIC HEALTH ENGINEERING DEPARTMENT
DISPUR
GUWAHATI-6.

3:THE CHIEF ENGINEER (PHE)
SANITATION
ASSAM
HENGRABARI
GUWAHATI-36.

4:THE CHAIRMAN DWSC-CUM- DEPUTY COMMISSIONER
DISTRICT- NALBARI
ASSAM
PIN-781335.

5:THE MEMBER SECRETARY DWSC-CUM- EXECUTIVE ENGINEER (PHE)
NALBARI DIVISION

PIN-781335.

6:THE MEMBER SECRETARY GPWSC-CUM -ASSTT JR ENGINEER (PHE)
NALBARI (PHE) DIVISION
PIN- 781335

7:THE CHAIRMAN
GPWSC-CUM-GP PRESIDENT OF 38 NO. PACHIM NATUN DEHAR GAON
PANCHAYAT
PIN- 781310.

8:THE TREASURER DWSC-CUM-ACCOUNTS OFFICER
NALBARI (PHE)
DIVISION
PIN- 781335

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

For the Respondent(s) : Ms. U. Das, Addl. Sr. Govt. Advocate
Ms. M. Kalita, Standing Counsel

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 29.10.2025

Issue notice making it returnable on 21.01.2026.

2. Ms. M. Kalita, the learned Standing Counsel, PHE Department appears on behalf of the respondent Nos. 1, 2, 3, 5, 6, 7 and 8 and Ms. U. Das, the learned Additional Senior Government Advocate appears on behalf of the respondent No. 4 and accepts notice.

3. Extra copies of the writ petition be served upon them within 3 (three) days.

4. The instant writ petition has been filed by the petitioner challenging the inaction on the part of the Respondent Authorities in releasing the payment to which the petitioner is entitled to upon completion of the works allotted to him for the construction of 83 Nos. of I.H.H.L. for "New Emerging HH (Phase-II)" category families under 38 No. Pachim Natun Dehar Gaon Panchayat, Madhupur Development Block, Kathalbari, under the Scheme for Construction of I.H.H.L. (Individual Household Latrines) for N.E.H.H. (New Emerging Households) under the Swachh Bharat Mission- Gramin, Phase-II, Nalbari DWSC.

5. The learned counsel for the petitioner submitted that the petitioner successfully executed the work and as per the petitioner, the petitioner is entitled to an amount of Rs. 9,08,103/-.

6. It is the case of the petitioner that the bills are still pending due to the non-entry of the beneficiaries' names in the IMIS portal. Consequently, the amount of Rs. 9,08,103/- remains unpaid, for which, the petitioner has approached this Court under Article 226 of the Constitution of India.

7. The respondents are directed to bring on record their stand by filing the affidavits by 09.01.2026.

8. The petitioner, if so advised, would be at liberty to file the reply.

9. List accordingly.

JUDGE

Comparing Assistant