

GAHC010216782025



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

Case No. : WP(C)/5677/2025

SAIFUR RAHMAN
S/O LATE MAZIBAR RAHMAN, R/O WARD NO. 4, GAURIPUR, P.O-
GAURIPUR, DIST- DHUBRI, ASSAM, PIN-783331

VERSUS

THE SRIRAM FINANCE LIMITED AND 4 ORS.
REPRESENTED BY ITS MANAGING DIRECTOR, WOCKHARDT TOWERS,
3RD FLOOR, WEST WING, G BLOCK, BANDRA-KURLA COMPLEX,
BANDRA (EAST), MUMBAI 400051

2:THE DEPUTY GENERAL MANAGER OF SRIRAM FINANCE LIMITED
NORTH EAST REGION
3RD FLOOR
GOSWAMI SERVICE STATION
ABOVE KHORIKA RESTAURANT
MRD ROAD
SILPUKHURI
GUWAHATI 781003

3:THE REGIONAL BUSINESS HEAD
LOWER ASSAM DIVISION
SRIRAM FINANCE LIMITED
3RD FLOOR
GOSWAMI SERVICE STATION
ABOVE KHORIKA RESTAURANT
MRD ROAD
SILPUKHURI
GUWAHATI 781003

4:THE HUMAN RESOURCE (HR)
NORTH EAST REGION

SRIRAM FINANCE LIMITED
3RD FLOOR
GOSWAMI SERVICE STATION
ABOVE KHORIKA RESTAURANT
MRD ROAD
SILPUKHURI
GUWAHATI 781003

5:THE BRANCH MANAGER
SRIRAM FINANCE LIMITED
DHUBRI BRANCH
DHUBRI G.T.B ROAD
WARD NO. 16
OPPOSITE TVS SHOWROOM
P.O.-DHUBRI
DIST- DHUBRI
ASSAM
PIN-78330

Advocate for the Petitioner : MR. S ISLAM, A R MONDAL,MR A HAWARI

Advocate for the Respondent : ,

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

22.09.2025

Heard Shri S. Islam, learned counsel for the petitioner, who has filed this writ petition with the following relief:

“Under the above facts and circumstances, it is therefore prayed that your Lordships would graciously be pleased to admit this petition, issue notice to the respondent authorities, call for the records, issue rule, calling upon the respondents to show cause as to why a writ in the nature of Mandamus and / or any other appropriate writ, order or direction shall not be issued thereby directing the respondent authorities to issue Clearance Letter /

Relieving Letter in favour of the petitioner and release the full and final settlements dues and / or cause or causes being shown if any and after perusal of the records and hearing the parties, your Lordships may be pleased to make the rule absolute as prayed for and / or pass such further Order / Orders as your Lordship's may deem fit and proper for the interest of justice."

It however appears that the grievance is with regard to employee - employer relationship with the private respondents which cannot be construed to be "State" within the meaning of Article 12 of the Constitution of India. The cause of action would also not pertain to discharge of any public duty by private persons.

At this stage, Shri Islam, learned counsel for the petitioner submits that he may be allowed to withdraw this writ petition so as to enable him to approach appropriate forum of law.

The writ petition is accordingly dismissed on withdrawal with liberty as prayed for.

JUDGE

Comparing Assistant