

GAHC010229892023



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

Case No. : WP(C)/6214/2023

M/S DEEPAK AND CO. AND ANR
A PARTNER SHIP FIRM REGISTERED UNDER THE INDIAN PARTNERSHIP
ACT 1932 HAVING ITS OFFICE AT 7 HARGOBIND ENCLAVE ANAND
VIHAR DELHI 110092 THROUGH ITS PARTNER POONAM PORWAL

2: POONAM PORWAL
W/O RAKESH KUMAR GUPTA PARTNER M/S DEEPAK AND CO 7
HARGOBIND ENCLAVE ANAND VIHAR DELHI 11009

VERSUS

UNION OF INDIA AND 4 ORS
THROUGH THE SECRETARY MINISTRY RAILWAY RAIL BHAWAN RAIL
BHAWAN RAISINA ROAD NEW DELHI 110001

2:THE RAILWAY BOARD
THROUGH THE CHARIMEN RAIL BHAWAN RAISINA ROAD NEW DELHI
110001

3:THE GENERAL MANAGER
MOBILE CATERING SERVICES IRCTC STATESMAN HOUSE B 148
BARAKHMBA ROAD NEW DELHI 11001

4:THE GROUP GENERAL MANAGER
NZ
EZ WZ SCZ AND SZ IRCTC STATESMAN HOUSE B 148 BARAKHMBA
ROAD NEW DELHI 110001

5:THE INDIAN RAILWAY CATERING AND TOURSIM CORPORATION LTD.
A GOVT OF INDIA ENTERPRISE THROUGH THE REGIONAL MANAGER
IRCTC REGIONAL OFFICE 4 D MANDOLI APARTMENT OPPOSITE
RABINDRA BHAWAN GNB ROAD AMBARI GUWAHATI 781001 ASSA

For the Petitioner(s) : Ms. B. Chowdhury, Advocate

For the Respondent(s) : Mr. G. N. Sahewalla, Sr. Advocate
Mr. N. Anix Singh, Advocate

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 22.10.2025

Heard Ms. B. Chowdhury, the learned counsel appearing on behalf of the petitioners and Mr. G.N. Sahewalla, the learned Senior Counsel assisted by Mr. N. Anix Singh, the learned counsel appearing on behalf of the respondent IRCTC.

2. The petitioners have challenged the communications dated 08.04.2022 and 08.02.2023. From a perusal of those communications, it appears that the respondent IRCTC have revised the annual license fee on the basis of the formula so mentioned in the communication dated 08.02.2022. It is further seen that the revision of the license fee is on account of the revised tariff in respect to various services.

3. This Court enquired with Ms. B. Chowdhury, the learned counsel appearing on behalf of the petitioners, as to whether, the petitioners are claiming on the basis of the revised tariff or the existing tariff, inasmuch as it is seen that on account of the revised tariff there is a corresponding change to the license fee.

4. The learned counsel appearing on behalf of the petitioners submitted that she would obtain instruction(s) in that regard. The learned counsel further submitted that an affidavit-in-opposition has also been filed by the respondent IRCTC on 11.08.2025 and the petitioners would like to respond.
5. Considering the above, list this matter again on 14.11.2025.
6. The reply be filed on or before 12.11.2025.
7. Interim order passed earlier shall continue till then.

JUDGE

Comparing Assistant