

GAHC010289112025



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

Case No. : WP(C)/201/2026

M/S EMPIRE INFRA PROJECTS
REPRESENTED BY ITS PROPRIETOR YOUSUF AMANULLA CHOUDHURY,
AGED ABOUT 39 YEARS, S/O- A. Y. MD. MEHBUB CHOUDHURY, ADDRESS-
NEHARS RESIDENCY, 5TH FLOOR, HATIGAON CHARIALI, P.O. AND P.S.
HATIGAON, GUWAHATI- 38, DIST.- KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE SLP. COMMISSIONER AND SPL. SECRETARY ,
GOVT OF ASSAM, PUBLIC WORKS DEPARTMENT, ASSAM SECRETARIAT,
DISPUR, GUWAHATI- 6

2:THE CHIEF ENGINEER
PWD (HEALTH AND EDUCATION)
CHANDMARI
GUWAHATI -3

3:THE SUPERINTENDING ENGINEER
(H AND E)
PW (H AND E) DEPARTMENT
CHANDMARI
GUWAHATI- 3

4:THE EXECUTIVE ENGINEER
TB- IV (H AND E)
O/O- CHIEF ENGINEER
PWD (H AND E)
ASSAM
CHANDMARI
GUWAHATI- 3

5:THE EXECUTIVE ENGINEER
PWD
SILCHAR
UDHARBOND
SONAI AND DHOLAI (SC) TERRITORIAL BUILDING DIVISION
SILCHAR
CACHAR
PIN- 78800

Advocate for the Petitioner : MR. B J GHOSH, MR. T SK,MR. I ALAM

Advocate for the Respondent : SC, PWD,

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

09-01-2026

Heard Shri B. J. Ghosh, learned counsel for the petitioner, who has submitted that the impugned action has been taken despite the fact that the Hon'ble Division Bench is in seisin of the issue involved. The aforesaid proposition has been disputed by Shri B. Gogoi, learned Standing Counsel, PWD and he prays for some time to obtain instructions.

Let this matter be listed for **motion** on **21.01.2026** to enable the learned Standing Counsel to obtain the instructions.

Balancing the equities, it is provided that no further action be taken pursuant to the impugned tender notice dated 18.12.2025.

Let an extra copy be served upon Shri B. Gogoi, learned Standing Counsel in the course of the day.

JUDGE

Comparing Assistant