

GAHC010290022025



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

Case No. : WP(C)/192/2026

ANUP TRADE AND TRANSPORT (P) LTD
REPRESENTED BY ONE OF ITS DIRECTOR, ANUP KUMAR JASRASARIA,
HAVING OFFICE AT JAPORIGOG, HOUSE NO 51, SUNDARPUR MAIN LANE,
NEAR ZOO, DISPUR, KAMRUP (M), ASSAM-781005

VERSUS

UNION OF INDIA AND 3 ORS.
REPRESENTED BY SECRETARY, MINISTRY OF RAILWAYS, RAILWAY
BOARD, RAILWAY BHAWAN, NEW DELHI

2:THE GENERAL MANAGER
N.F. RAILWAY
HAVING OFFICE AT MALIGAON
GUWAHATI
ASSAM-781011

3:THE FOOD CORPORATION OF INDIA
REPRESENTED BY ITS CHAIRMAN HAVING OFFICE AT 16-20
BARAKHAMBA LANE
NEW DELHI-110001

4:THE GENERAL MANAGER
FOOD CORPORATION OF INDIA
HAVING REGIONAL OFFICE AT PALTAN BAZAR
GUWAHATI-781008
ASSA

Advocate for the Petitioner : MR. K P MAHESWARI, MR. DIVYANSH RATHI

Advocate for the Respondent : DY.S.G.I., SC, F C I

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

19.01.2026

Heard Shri D. Rathi, learned counsel for the petitioner, who is aggrieved by levy of Penal Demurrage Charge amounting to Rs. 91,39,200/- which has arisen from an action by the Railways taken upon the FCI and consequently, the petitioner has been saddled with the same.

Issue notice, returnable on 25.02.2026.

Shri S.K. Medhi, learned C.G.C accepts notice on behalf of the respondent nos. 1 and 2, who also raises an objection on the maintainability of the writ petition. Shri B.K. Singh, learned Standing Counsel, FCI accepts notice on behalf of the respondent nos. 3 and 4.

Extra copies of the writ petition along with its annexures be served upon the learned counsel for the respondents.

JUDGE

Comparing Assistant