

GAHC010002472024



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

Case No. : Cont.Cas(C)/9/2024

KHANASHREE BORO
W/O- NAGEN BORO,
R/O- VILLAGE TOPATOLI (PART),
P.O- TOPATOLI,
P.S- KHETRI, DIST- KAMRUP (M), ASSAM

VERSUS

NIRAJ VERMA AND 2 ORS
IAS, ,
THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, HOME
DEPTT, ASSAM SECRETARIAT, CM BLOCK, SECOND FLOOR, DISPUR,
GUWAHATI, PIN-781006

2:RATNADIP BHATTACHARJEE
MEMBER SECRETARY OF THE ASSAM STATE LEGAL SERVICES
AUTHORITY
FIRST FLOOR
OLD BUILDING
GAUHATI HIGH COURT
AT GAUHATI
ASSAM
PIN-781001

3:JAYANT NARLIKAR
IAS

THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPTT
ASSAM SECRETARIAT
F BLOCK
GROUND FLOOR

DISPUR
GUWAHATI
PIN-781006

Advocate for the Petitioner : MR I HAQUE

Advocate for the Respondent : MRS. R S CHOWDHURY (R2)

BEFORE
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI
ORDER

19.02.2024

Heard Mr I Haque, learned counsel for the petitioner. Also heard Ms R S Choudhury, learned counsel appearing for the respondent No. 2.

2. This is an application under Section 12 of Contempt of Court's Act, 1971, read with Article 215 of the Constitution of India and Contempt of Courts(Gauhati High Court) Rule, 1977, alleging willful and deliberate violation of the order dated 24.07.2023, passed by this Hon'ble Court in WP(C) No. 7895/2022.

3. The facts of the case is that this Court by order dated 24.07.2023, has directed the Commissioner and Secretary, Government of Assam, Home and Political Department, Dispur, to disburse an amount of Rs. 10,00,000/- (Rupees Ten Lakhs) only, within 45 days to Assam State Legal Services Authority, in respect of the petitioner's daughter in WP(C) No. 7895/2022, who is a specially abled rape victim, in terms of the Assam Victim Compensation Scheme, 2012. Though Rs. 5,00,000/-, out of the compensation was paid to the petitioner on 28.02.2023, since the balance payment, as directed by this

Court was not paid within the stipulated time period, the present contempt petition was filed.

4. Ms R S Choudhury, learned counsel for the respondent No. 2, has submitted that the respondent No. 2 by filling an affidavit-in-opposition, has brought on record that the balance amount, as directed by this Court has been paid.

5. Mr I Haque, learned counsel for the petitioner submits that the order of the Court has been complied.

6. A perusal of the said affidavit indicates that the balance of Rs. 5,00,000/- has been paid to the petitioner's daughter, on 09.02.2024. As such, the order of this Court has been complied.

7. In view of the above, no contempt is made out.

8. As such, the contempt petition stands disposed of, as dismissed.

JUDGE

Comparing Assistant