

GAHC010060972024



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

Case No. : WP(C)/2129/2024

SAURAV SEN
SON OF SUBRATA SEN, RESIDENT OF SANTINAGAR, WARD NO.-3, P.O.
KOKRAJHAR, P.S. KOKRAJHAR, DISTRICT- KOKRAJHAR (BTAD), ASSAM

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVERNMENT
OF ASSAM, HOME DEPARTMENT, DISPUR, GUWAHATI-6

2:THE PRINCIPAL SECRETARY
TO THE GOVT. OF ASSAM
STATE HOME DEPARTMENT
DISPUR
GUWAHATI-6

3:THE DEPUTY COMMISSIONER
KOKRAJHAR
DISTRICT- KOKRAJHAR
ASSA

Advocate for the Petitioner : MR. J I BORBHUIYA, MRS. K H CHOUDHURY, MR. L MOHAN

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

08.08.2024

Heard Mr. J.I. Borbhuiya, learned counsel for the petitioner and Mr. M. Chetia,

learned counsel appearing for all the respondents.

2. The petitioner's prayer is for payment of hiring charges of his vehicle amounting to Rs.11,69,521/-.

3. Mr. M. Chetia, learned counsel for the respondents has submitted a letter No.KNZ-1/2024/369 dated 14.05.2024 issued by the Addl. District Commissioner, Kokrajhar, which has been addressed to Ms. Usha Das, Addl. Sr. Government Advocate, Gauhati High Court, which states in Para 2 as follows:-

“2. In regards to the statement made in Paragraph No 3 to 6 of the writ petition, the deponent submits that the vehicles were hired by the respondent authority from the concerned Writ Petitioner for the interest of public service and for CI operation (Law & Order). Accordingly, the hiring charges bills received from the concerned Writ Petitioner had been duly forwarded to the Govt. in Home & Political Department vide No.KNZ-5/2018/Pt/14 Dated-02/06/2022(copy enclosed) for necessary sanction and release of fund. On receipt of fund from Govt. payment will be made accordingly.”

4. The letter dated 14.05.2024 is made a part of the record and marked as Annexure-X.

5. As the claim of the petitioner for payment of the outstanding dues amounting to Rs.11,69,521/- for hiring charges of his vehicle No. AS-16-C-6749 is admitted by the respondent authorities, the respondents are directed to sanction the funds and allot the same for payment to the petitioner, within a period of 3(three) months from the date of receipt of a certified copy of this order.

6. The writ petition is accordingly disposed of.

JUDGE

Comparing Assistant