

GAHC010063402024



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

Case No. : Cont.Cas(C)/171/2024

SRI TAGAR DEKA
SON OF LATE SUNIA DEKA, MANAHA GAON, SUB DIVISION MORIGAON,
PO MAHANA KACHARI GAON, PS JAGIROAD, MORIGAON ASSAM 782411

VERSUS

DR. J B EKKA AND ORS
THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT, DISPUR,
GUWAHATI 781006

2:SRI MUNINDRA SARMA
THE SECRETARY TO THE GOVT. OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI-781006.

3:SRI KAILASH KARTHIK
THE SECRETARY TO THE GOVT. OF ASSAM
PUBLIC HEALTH ENGINEERING DEPARTMENT
ASSAM AND MISSION DIRECTOR
JAL JEEVAN MISSION
ASSAM
DISPUR GHY-6.

4:SRI NASHIMUL HOQUE
THE CHIEF ENGINEER (PHE)

WATER ASSAM AND ADDITIONAL MISSION DIRECTOR
JAL JEEVAN MISSION
HENGRABARI
GUWAHATI-781036.

5:SRI AKASH LAHAK
SECTIONAL OFFICER

PUBLIC HEALTH ENGINEERING DEPARTMENT
JHARGAON SECTION
MORIGAON DIVISION
SPECIAL INVITEE OF NASATRA WATER USER COMMITTEE MORIGAON
ASSAM

6:SRI DEVASHISH SARMA
THE DEPUTY COMMISSIONER

MORIGAON DISTRICT CUM THE CHAIRMAN DWSM
MORIGAON
ASSAM 782105

7:SRI MANABJYOTI BARUAH
SECRETARY

MANAHA GAON PANCHAYAT MANAHA
NASATRA
MORIGAON
ASSAM
PIN- 782411.

8:KAILASH DEKA
PRESIDENT

NASATRA WATER USER COMMITTEE
MANAHA VILLAGE
MORIGAON
ASSAM
PIN- 782411.

9:AJIT DEKA
SECRETARY
NASATRA WATER USER COMMITTEE
MANAHA VILLAGE
MORIGAON
ASSAM
PIN- 782411

Advocate for the Petitioner : MS P DEKA

Advocate for the Respondent :

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

:: O R D E R ::

01-04-2024

Heard Mr. B.M. Deka, learned counsel for the petitioner.

By this contempt petition, the petitioner is alleging willful and deliberate disobedience of the interim order dated 25-08-2023, passed by this Court in WP(C) No. 4887/2023.

The operative portion of the order reads as under:

“7. Considering the aforesaid submission and the fact that the petitioner is working in the said capacity for more than a decade, the present arrangement by which the petitioner is rendering his service as Pump Operator may not be disturbed till the returnable date.

8. It is also observed that the remuneration entitled to by the petitioner by dint of service may be released to him.

9. The aforesaid interim order, however would be reconsidered after obtaining the instructions by the learned counsel for the respondents.”

On consideration of the order dated 25-08-2023, it appears that there was no time prescribed for payment of remuneration to the petitioner.

Accordingly, this contempt petition is disposed of directing the concerned respondents to pay the remuneration of petitioner as Pump Operator within a week from the date of receipt of a copy of this order.

With the above observation and direction, this contempt petition is closed.

JUDGE

Comparing Assistant