

GAHC010072422022



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

Case No. : Cont.Cas(C)/227/2022

HIGHBROW

REP. BY ITS SECRETARY, HASINA RAHMAN CHOUDHURY, D/O. LT.
MATABUR RAHMAN CHOUDHURY, VILL. DIMPUR, P.O. BISHNU NAGAR,
DIST. KARIMGANJ, ASSAM, PIN-788781.

VERSUS

KASTURI BHARALI AND ORS.

THE DIRECTOR, EMPLOYMENT AND CRAFTSMAN TRAINING AND
MEMBER SECRETARY, ASSAM SKILL DEVELOPMENT INITIATIVE
SOCIETY, ASSAM, REHABARI, GUWAHATI-781008.

2:MS ARTI AHUJA

THE SECRETARY TO THE MINISTRY OF LABOUR AND EMPLOYMENT
AND TRAINING GOVT. OF INDIA SHRAM SHAKTI BHAWAN RAFI MARG
NEW DELHI-110001.

3:MR. ATUL KUMAR TIWARI

THE SECRETARY OF THE MINISTRY OF SKILL DEVELOPMENT AND
ENTREPRENEURSHIP
GOVT. OF INDIA
ROOM NO. 524
SHRAM SHAKTI BHAWAN
RAFI MARG
NEW DELHI-110001.

4:B KALYAN CHAKRAVARTHY

PRINCIPAL SECRETARY
SKILL
EMPLOYMENT AND ENTREPRENEURSHIP DEPARTMENT
BLOCK-D
1st FLOOR
ASSAM SECRETARIAT
DISPUR

GUWAHATI-06

5:ANANT LAL GYANI
THE DIRECTOR
EMPLOYMENT AND CRAFTSMAN TRAINING AND MEMBER SECRETARY
ASSAM SKILL DEVELOPMENT INITIATIVE SOCIETY
ASSAM
REHABARI
GUWAHATI-78100

Advocate for the Petitioner : MR. S K DAS, MR R KARIM,MR D BARMAN

Advocate for the Respondent : MR S P DAS, MS. L DEVI (r-3),MR. R K D CHOUDHURY (r-3)

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

08.08.2024

1. Heard Mr. S.K. Das, learned counsel for the petitioner and Mr. S.P. Das, learned counsel for the respondent nos.1, 4 & 5. Mr. R.K.D. Choudhury, Dy SGI appears for the respondent no.3.

2. Mr. S.K. Das, learned counsel for the petitioner submits that the order dated 30.07.2021 passed in WP(C) 4709/2020 has not been complied with, inasmuch as, a direction had been issued to the respondents to verify the claims of the petitioner and to make payment of the admitted dues payable to the petitioner. The petitioner's counsel submits that the petitioner's dues were Rs.38,33,500/- and out of which an amount of Rs.6,72,672/- had been paid. However, the remaining balance amount of Rs.31,60,828/- has not been paid by the State respondents.

3. Mr. S.P. Das, learned counsel for the respondent nos.1, 4 & 5 submits that on verification of the dues of the petitioner, it was found that the petitioner was entitled to payment of Rs.22,44,000/- and that the reason for the same is

provided in the order dated 13.07.2022 issued by the Director, Employment & Craftsman Training, Assam.

4. Mr. S.P. Das, learned counsel for the respondent nos.1, 4 & 5 submits that for getting the sanction and funds for payment of the admitted dues to the petitioner, supplementary demand proposal has been made, vide letter ECF No.DCT/477556/1/674479/2024 dated 07.08.2024 issued by the respondent no.5 and addressed to the respondent no.4. The said letter is made a part of the record and marked as Annexure-X.

5. I have heard the learned counsels for the parties.

6. As the respondents have admitted that the petitioner is entitled to the admitted dues of Rs.22,44,000/-, the respondents are directed to make payment of the same, after obtaining the necessary sanction and funds, within a period of 3 (three) months from the date of receipt of a copy of this order. With regard to the disputed amount, the petitioner is given the liberty to approach the Civil Court as per law.

7. The contempt petition is accordingly disposed of.

JUDGE

Comparing Assistant