

GAHC010092052023



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

Case No. : I.A.(Civil)/1149/2023

THE FOOD CORPORATION OF INDIA AND 6 ORS
REP. BY ITS CHAIRMAN CUM MANAGING DIRECTOR, BARAKHAMBA
ROAD, NEW DELHI, PIN-110006.

2: THE GENERAL MANAGER (REGIONAL)

FOOD CORPORATION OF INDIA
REGIONAL OFFICE
ASSAM REGION
PALTANBAZAR
GUWAHATI
ASSAM
PIN-781008.

3: THE ASSTT. GENERAL MANAGER (CONT)

FOOD CORPORATION OF INDIA
REGIONAL OFFICE
ASSAM REGION
PALTANBAZAR
GUWAHATI
ASSAM
PIN-781008.

4: THE ASSTT. GENERAL MANAGER (VIGILANCE)

FOOD CORPORATION OF INDIA
REGIONAL OFFICE
ASSAM REGION
PALTANBAZAR
GUWAHATI
ASSAM
PIN-781008.

5: THE DIVISIONAL MANAGER

FOOD CORPORATION OF INDIA
DIVISIONAL OFFICE
KOKRAJHAR
ASSAM
PIN-783370.

6: THE DIVISIONAL MANAGER

FOOD CORPORATION OF INDIA
DIVISIONAL OFFICE NAGAON
ASSAM
PIN-782001

VERSUS

KANAKA TEA ESTATE,
REP. BY ITS SOLE PROPRIETOR DILIP KUMAR SAIKIA, S/O. LT.
BHADRESWAR SAIKIA, LONGDONGBASTI, SALONA, NAGAON-782139,
ASSAM.

Advocate for the Petitioner : MR. P K ROY

Advocate for the Respondent : MR A C BORBORA

**BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

ORDER

Date : 19.07.2024

Heard Mr. S. K. Chakraborty, learned counsel for the applicants.
Also heard Mr. A. C. Borbora, learned Senior counsel assisted by Ms. N.
Dey, learned counsel for the respondents/ writ petitioners.

This Interlocutory Application has been filed seeking modification
of the interim order dated 17.02.2023, 22.02.2023 and 03.04.2023

passed by this Hon'ble Court in WP(C) No. 862/2023 in terms of the liberty granted by this Court by order dated 22.02.2023.

It appears that the amount of Rs. 10,39,504.23/- has already been recovered on 02.12.2022 and 30.01.2023 and therefore this Interlocutory Application has been filed seeking modification of the earlier orders to the effect that the said recovery shall be subject to the result of the connected writ petition.

In view of the above, this court of the considered view that this Interlocutory Application can be disposed of with a direction that the amount recovered shall be subject to the outcome of the writ petition.

Ordered accordingly.

Disposed of.

JUDGE

Comparing Assistant