

GAHC010101462024



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

Case No. : I.A.(Civil)/1547/2024

M/S M.K AGARWALA AND ANR
A PROPRIETORSHIP FIRM OF SRI MANOJ KUMAR AGARWALA. HAVING
ITS PLACE OF BUSINESS AT NEHA APARTMENT, SATI JAYMOTI ROAD,
ATHGAON, GUWAHATI 01

VERSUS

THE STATE OF ASSAM AND 3 ORS
- REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GUWAHATI - 6.

2:THE COMMISSIONER AND SECRETARY
PUBLIC WORKS DEPARTMENT
GOVT. OF ASSAM
SECRETARIAT
DISPUR
GUWAHATI 06

3:THE PUBLIC WORKS DEPARTMENT
REPRESENTED BY THE CHIEF ENGINEER
PWD(ROADS) CHANDMARI
GUWAHATI 03

4:THE EXECUTIVE ENGINEER
PWD(ROADS) KARIMGANJ RURAL ROADS DIVISION
KARIMGANJ
ASSA

Linked Case : RFA/56/2023

THE STATE OF ASSAM AND 3 ORS.

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A PROPRIETORSHIP FIRM OF SRI MANOJ KUMAR AGARWALA. HAVING ITS
PLACE OF BUSINESS AT NEHA APARTMENT
SATI JAYMOTI ROAD
ATHGAON
GUWAHATI 01

For the applicant (s) : Mr., Advocate

For the respondent (s) : None appears

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

24.05.2024

This is an application filed for correction of the order dated
20.03.2024 whereby this Court directed the appellants in the

accompanying Appeal to deposit an amount of Rs.39,38,205/- before the Registry of this Court on or before 20.05.2024. It was also mentioned in the said order that liberty was granted to the Appellants to file appropriate application before the Registry of this Court for release of the said amount.

2. The learned counsel appearing on behalf of the applicants submits that the word ought to have been "respondent" instead of "Appellants" in paragraph No.6 of the said order dated 20.03.2024.

3. This Court upon perusal of the order is of the opinion that there was an inadvertent typographical error in erroneously stating that the liberty was given to the "Appellants" which ought to have been the "respondent".

4. Accordingly, this Court modifies the paragraph No.6 of the order dated 20.03.2024 thereby granting the liberty to the "respondent" in I.A. (C) No.1547/2024 to file appropriate application before the Registry of this Court for release of the said amount. The Registry may permit such release of the amount subject to furnishing an indemnity bond and after due verification.

5. The instant order shall be a part of the order dated 20.03.2024.

6. With the above, the I.A. stands disposed of.

JUDGE

Comparing Assistant