

GAHC010121302023



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

Case No. : Cont.Cas(C)/345/2023

PADUM BORAH AND 3 ORS

S/O- LATE MADAN CH. BORAH, R/O- VILL.- ALENGISATRA KOLONGPAR,
P.O. DAKARGHAT, DIST. NAGAON, ASSAM, PIN- 782003.

2: DIGANTA SAIKIA

S/O- LATE RAM CHANDRA SAIKIA
R/O- VILL.- ALENGISATRA KOLONGPAR
P.O. DAKARGHAT
P.S. NAGAON SADAR
DIST. NAGAON
ASSAM
PIN- 782003.

3: NITUL BARUA

S/O- GUNAVI RAM BARUA
R/O- VILL.- RAIDONGIA RAJAGAON
P.O. AIBHETI
P.S JURIA
DIST. NAGAON
ASSAM
PIN- 782002.

4: PANKAJ KAKOTI

S/O- SRI HEM PRASAD KAKOTI
R/O- VILL.- BORIGAON
P.O. AIBHETI
P.S. JAJORI
DIST. NAGAON
ASSAM
PIN- 782002

VERSUS

PABITRA RAM KHAUND AND 2 ORS

SECRETARY TO THE GOVERNMENT OF ASSAM, IRRIGATION
DEPARTMENT, DISPUR (SECRETARIAT), GUWAHATI-781006.

2:ER. K.M.G. SANA RAJKUMAR
CHIEF ENGINEER
IRRIGATION DEPARTMENT
CHANDMARI
GUWAHATI-781003.

3:ABEL PITTER
EXECUTIVE ENGINEER
TEZPUR RANGAPARA (IRIGATION) DIVISION
TEZPUR
SONITPUR
PIN- 784001

Advocate for the Petitioner : MR. P K DAS, MRS P P BORAH

Advocate for the Respondent : MR. N UPADHAYAY (R-1,2),

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 01/10/2024

Mr. P.K. Das, learned counsel is present on behalf of the petitioner and submits that the order of the learned Single Judge has been challenged by the State in WA 279/2023 wherein, an interim order of stay has been passed by the Division Bench.

Mr. N. Upadhyay, learned counsel for the respondents submits that since no further proceeding will be permissible in this contempt case during the pendency of the aforesaid Writ Appeal, this contempt case be closed by granting liberty to the petitioner to re-institute the same after the disposal of the writ appeal. The prayer appears to be reasonable and is accordingly, accepted.

The contempt case stands closed by granting liberty to the petitioner to approach this Court once again after the disposal of WA No. 279/2023, if the occasion so arises.

JUDGE

sukhamay

Comparing Assistant