

GAHC010122082015



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

Case No. : WP(C)/6243/2015

NORTH EAST REGION FINSERVICES LIMITED and ANR
A COMPANY INCORPORATED UNDER THE COMPANIES ACT, 1956 HAVING
ITS REGISTERED OFFICE AT- JIM BLESSING HOME, GROUND FLOOR,
SANGAIPROU, MAMANG LEIKAI, AIRPORT ROAD, IMPHAL, PIN - 795001,
MANIPUR, AND REGIONAL OFFICE AT ASSAM REGION-I, HOUSE NO. 71,
NEAR BORTHAKUR CLINIC, KHARGHULI, BELTOLA, GUWAHATI, PIN -
781004, KAMRUP METRO DISTRICT, ASSAM, REP. BY ITS CHAIRPERSON,
ASSAM, REGION-I, GUWAHATI- MRS. VANAMPHI SHIMRAY.

2: MRS. VANAMPHI SHIMRAY
D/O LT. W.R. SHIMRAY R/O HOUSE NO. 65
BELTOL
KHARGHULI
GUWHAATI
PIN - 781004
KAMRUP M
ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, DISPUR,
GUWAHATI- PIN - 781006, KAMRUP METRO, ASSAM.

2:THE SECRETARY TO THE GOVT. OF ASSAM

HOME DEPARTMENT
DISPUR
GUWAHATI
PIN - 781006
KAMRUP METROPOLITAN DISTRICT
ASSAM.

3:THE SECRETARY TO THE GOVT. OF ASSAM

FINANCE DEPARTMENT
DISPUR
GUWAHATI - 781006
KAMRUP METROPOLITAN DISTRICT
ASSAM.

4:THE DIRECTOR GNERAL OF POLICE

ASSAM POLICE HEAD QUARTERS
B.K. KAKATI ROAD
ULUBARI GUWAHATI
PIN - 781007. KAMRUP METROPOLITAN DISTRICT
ASSAM.

5:THE DIRECTOR

BUREAU OF INVESTIGATION ECONOMIC OFFENCES
SRIMANTAPUR
GUWAHATI
PIN - 781029
KAMRUP METROPOLITAN DISTRICT
ASSAM.

6:THE RESERVE BANK OF INDIA

DEPARTMENT OF NON-BANKING SUPERVISION
STATION ROAD
POST. BAG
NO. 120
PANBAZAR
GUWAHATI
PIN - 781001
KAMRUP METROPOLITAN DISTRICT
ASSAM REP. BY THE DEPUTY GENERAL MANAGER

Advocate for the Petitioner : MR.M CHOUDHURY

Advocate for the Respondent : SC, FINANCER3

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

17.02.2024

The instant writ petition was filed by the petitioner seeking a direction upon the respondent authorities, more particularly, the Deputy Commissioners' of the districts of Assam not to enforce the provisions of the Assam Protection of Interests of Depositors (in Financial Establishments) Act, 2000, as amended, to the petitioner company. The said relief was sought for at that relevant point of time taking into account that the petitioner had a license to carry on the business as a non-banking financial institution without accepting public deposits.

2. Mr. H Buragohain, the learned counsel appearing on behalf of the Reserve Bank of India submitted that vide order dated 09.09.2022, the Certificate of Registration bearing No.B-08.00177 dated 13.10.2008 issued to the petitioner company was cancelled and the petitioner company has been advised to stop carrying out financial business with immediate effect. The said order has been placed before this Court during the course of the hearing and the same is kept on record and marked with the letter 'Z'.

3. Taking into account that the petitioner presently does not have any license, the question of issuance of a writ as sought for by way of the instant writ petition does not arise.

4. Accordingly, the instant writ petition, therefore, stands dismissed.

JUDGE

Comparing Assistant