

GAHC010122242021



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

Case No. : WP(C)/3984/2021

ASMA KHATUN BIBI
W/O LATE MAYAJ ALI, VILL-DALANERALGA NO. 2, P.O.-MAKRIJHORA,
P.S.-GAURIPUR, DIST-DHUBRI, ASSAM, PIN-783349

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, REVENUE (R R) AND D.M. DEPARTMENT, DISPUR, GUWAHATI-
06

2:THE DEPUTY COMMISSIONER
KOKRAJAHR
ASSAM
P.O. AND P.S.-KOKRAJHAR
DIST-KOKRAJHAR
BTR
ASSAM
PIN-783370

3:THE DEPUTY COMMISSIONER
DHUBRI
ASSAM
P.O. AND P.S.-DHUBRI
DIST-DHUBRI
ASSAM
PIN-783301

4:THE CIRCLE OFFICER
ATHANI REVENUE CIRCLE
P.O.-BAGRIBARI
P.S.-GAURIPUR

DIST-DHUBRI
ASSAM
PIN-783349

5:THE SUPERINTENDENT OF POLICE
KOKRAJHAR
ASSAM
PIN-783370

6:THE OFFICER-IN-CHARGE
BAGRIBARI POLICE STATION
DIST-KOKRAJHAR
BTR
ASSAM
PIN-78334

Advocate for the Petitioner : MR. M HUSSAIN, MR A K DAS

Advocate for the Respondent : SC, REVENUE, GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE

ORDER

Date : 09-12-2024

Heard Mr. M. Hussain, learned counsel for the petitioner.

By filing this application, the petitioner being the next of kin has prayed for a direction to pay an amount of Rs. 2 lakh as ex-gratia amount to the petitioner on account of death of the husband of the petitioner late Mayaj Ali in terms of the policy of the State vide notification dated 15.11.2014, whereby, it provides, inter alia, ex-gratia grant to the next of kin of person killed due to accident in public places or in public carriers (other than killed by extremist/terrorist/miscreants and due to firing of security forces).

Mr. A. Bhattacharjee and Mr. S. R. Baruah, learned counsels by placing the communication dated 15.11.2021 submits that an amount of Rs.2 lakh (Rupees two lakh) has already been sanctioned for payment of ex gratia to the petitioner on account of death of her husband late Mayaj Ali.

Learned State counsels submit that the petitioner might have received the ex gratia grant.

Having considered the submission and on perusal of the sanctioned order dated 15.11.2021 and

considering that the present writ petition was filed on 10.08.2021, I am of the considered view that the petitioner might have already received the ex gratia amount, although the learned counsel for the petitioner has no instruction to that effect.

Considering the above, I deem it appropriate to close the writ petition with a direction that the amount already sanctioned vide order dated 15.11.2021 shall be released to the petitioner, if not already been released.

In view of the above, the writ petition stands closed.

A copy of the communication order dated 15.11.2021 be kept on record and marked as document "X".

JUDGE

Comparing Assistant