

GAHC010125202023



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

Case No. : WP(C)/3351/2023

SHAHID AHMED
SON OF LATE ABDUL RAQUIB AHMED,
VILLAGE DALOPAR, P.O.- ASHALKANDI- 788723,
DISTRICT- KARIMGANJ, ASSAM.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GUWAHATI-6.

2:THE COMMISSIONER SECRETARY TO THE GOVT. OF ASSAM
P.W.D.
DISPUR
GUWAHATI-6.

3:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
REVENUE DEPARTMENT
DISPUR
GUWAHATI-6.

4:THE CHIEF ENGINEER
P.W.D. (ROADS)
ASSAM
CHANDMARI
GUWAHATI-3.

5:THE EXECUTIVE ENGINEER
P.W.D. (ROADS)
KARIMGANJ DIVISION
KARIMGANJ
ASSAM

Advocate for the Petitioner : MR B MALAKAR,

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

**BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA**

ORDER

04.12.2024

1. Heard Mr. B. Malakar, learned counsel for the petitioner. Also heard Mr. B. Gogoi, learned counsel for the PWD and Mr. J. Handique, learned counsel for the respondent no.3. Ms. U. Das, learned counsel appears for the respondent no.1.
2. The petitioner's case is that the petitioner had done works of Maintenance and Improvement of Binodini to Shibbari Road, District-Karimganj for a total value of Rs.1,69,060/-. However, though the petitioner has been paid Rs.84,000/- after deductions were made, the balance amount of Rs.79,677/- has not been paid.
3. The petitioner's counsel submits that as per the Memorandum of Payments made by the Accounts Officer, PWD, Rural Roads Karimganj Division, Karimganj and checked by the Executive Engineer, PWD., Karimganj Rural Road Division, Karimganj, the petitioner is to be paid Rs.79,677/-.
4. Mr. B. Gogoi submits that the writ petition can be disposed of, if a direction is issued to the respondent nos.4 & 5 to verify the claim of the petitioner and

pay the same, if it is found to be correct. The counsels for the other respondents also echo the submission made by Mr. B. Gogoi, learned counsel for the PWD.

5. In view of the submission made by the counsels for the parties, the respondent nos.4 & 5 are directed to verify the claim of the petitioner and pay the petitioner the admitted amount. The verification and payment of the admitted amount should be made, within a period of 3 (three) months from the date of receipt of a certified copy of this order.

6. The writ petition is accordingly disposed of.

JUDGE

Comparing Assistant