

GAHC010128502022



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

Case No. : Cont.Cas(C)/368/2022

GO-2518M M L AGARWAL
S/O SHRI KASTUR CHAND AGARWAL, P/R/O GANDHI SAGAR, DIST-
MANDSAUR, MADHYA PRADESH-458771

VERSUS

VINAY KAWATRA AND 3 ORS
SECRETARY, MINISTRY OF EXTERNAL AFFAIRS, SOUTH BLOCK, NEW
DELHI-110001

2:GIRIDHAR ARAMANE
SECRETARY
MINISTRY OF ROAD
TRANSPORT AND HIGHWAYS (MORTH)
1
PARLIAMENT STREET
NEW DELHI-110001

3:SATISH SINGH
JOINT SECRETARY (BR)
MINISTRY OF DEFENCE (EARLIER DESIGNATED AS SECRETARY (BRDB))
ROOM NO. 418
B WING
4TH FLOOR
SENA BHAWAN
NEW DELHI-110011

4:LT. GEN. RAJEEV CHAUDHRY
DIRECTORATE GENERAL OF BORDER ROADS (DGBR)

SEEMA SADAK BHAWAN
RING ROAD
DELHI CANT.
NEW DELHI-11001

Advocate for the Petitioner : MR. D BORAH

Advocate for the Respondent : MR. R K D CHOUDHURY

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

24.01.2024

Heard Mr. D. Borah, learned counsel for the petitioner. Also heard Mr. R. K. D. Choudhury, learned counsel appearing for the respondents, who has invited the attention of this Court to the statements made in paragraph 3 of the affidavit filed on behalf of the respondent No.4 to submit that the amount as directed by this Court, has already been paid to the petitioner. Therefore, the order of this Court has been complied with. It appears from the statements made in paragraph 3 that a sum of Rs.16,698/- has actually been paid to the petitioner in excess. The said stand of the respondents has not been denied by the petitioner by filing rejoinder affidavit. However, Mr. Borah submits that the petitioner is not satisfied with the computation of the amount. Even if the said submission of the petitioner's counsel is accepted even then, the same, in the opinion of this Court, would give rise to a fresh cause of action and therefore, this aspect of the matter cannot be dealt with in a contempt case.

In view of the above, by granting liberty to the petitioner to agitate his grievance, if any, pertaining to the correctness of the computation of amount paid to him by the respondents in terms of the order of this Court, this

Contempt Case stands closed.

JUDGE

Comparing Assistant