

GAHC010131822018



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

Case No. : WP(C)/4027/2018

GAURANGA BISWAS
SON OF SRINATH BISWAS
R/O VILLAGE GIRAJHAN PS NAGAON, ASSAM

VERSUS

THE ASSAM FISHERY DEVELOPMENT CORPORATION AND ANR.
CHACHAL VIP ROAD, GUWAHATI 36
KAMRUP ASSAM

2:THE MANAGING DIRECTOR
THE ASSAM FISHERY DEVELOPMENT CORPORATION CHACHAL VIP
ROAD
GUWAHATI 36
KAMRUP ASSA

Advocate for the Petitioner : MR. S K BARKATAKI

Advocate for the Respondent : SC, AFDC

BEFORE
HON'BLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

26.07.2024

No one appears for the petitioner on call.

Mr. P. Sarma, learned counsel appearing for the respondent AFDC, submits that the

matter has become infructuous.

The issue relates to cancellation order dated 09.03.2018 in respect of the allotment of a fishery in favour of the petitioner, as the outstanding amount of Rs.4,39,368/- had not been paid by the petitioner. The cancellation order dated 09.03.2018 states as follows:-

"Sir,

In reference to the subject cited above that you are hereby informed that there is an outstanding amount of Rs.4,39,368/- (four lac thirty nine thousand three hundred sixty eight) only against 97 No. Rowmari Fishery managed by you till date. Although you have been issued notice cited in the reference, but after getting no reply from you, the officer in charge went to the fishery for serving you show cause notice, but as you fled away from the fishery, therefore the said show cause notice could not be served upon you.

Therefore for violating the terms of the agreement, the allotment of Fishery has been cancelled and possession of the Fishery has been taken back.

For the outstanding revenue a Bakijai case shall be instituted."

Further, the settlement of the fishery with the petitioner was valid only upto 2019-20. The writ petition had also been filed in the year 2018.

As no one appears for the petitioner, it appears that the petitioner is not interested in pursuing the matter.

The writ petition is accordingly dismissed for non-prosecution.

Sd/- Michael Zothankhuma
JUDGE

Comparing Assistant