

GAHC010149282020



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

Case No. : WP(C)/4441/2020

DR HARI RAM DAS
S/O LATE RAMESH CHANDRA DAS,
RESIDENT OF WARD NO. 4,
PO AND PS TANGLA,
DIST UDALGURI, BTAD, 784521, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, PUBLIC WORKS ROAD DEPARTMENT, DISPUR, GUWAHATI
781006

2:THE CHIEF ENGINEER
PUBLIC WORKS ROADS DEPARTMENT
GOVT. OF ASSAM
CHANDMARI
GUWAHATI 781003

3:THE EXECUTIVE ENGINEER
PUBLIC WORKS ROAD DEPARTMENT MANGALDAI AND DALGAON
TERRITORIAL ROAD DIVISION
MANGALDAI
784125

4:THE EXECUTIVE ENGINEER
PUBLIC WORKS ROADS DEPARTMENT
MANGALDAI STATE ROAD DIVISION
MANGALDAI 784125

5:THE EXECUTIVE ENGINEER
PUBLIC WORKS ROADS DEPARTMENT
UDALGURI (R AND B) DIVISION
78450

Advocate for the Petitioner : MR. S K DEKA, MR. M DAS

Advocate for the Respondent : SC, PWD,

**BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA**

ORDER

Date : 01.08.2024

Heard Mr. M. Das, learned counsel for the petitioner and Mr. B. Gogoi, learned counsel for the PWD.

2. The petitioner's counsel submits that the petitioner's contractual dues amounting to Rs. 18,14,331/- has not been paid by the respondents.

3. Mr. B. Gogoi, learned counsel for the PWD submits that as per the instructions received by him, the admitted liability payable to the petitioner by the Public Works Department, Mangaldai and Dolgaon Territorial Road Division is Rs. 9,58,405/-. In respect of the admitted amount payable to the petitioner on the part of the Udalguri (R&B) Division, PWD is Rs. 8,00,331/-, in terms of letter No. URBD/CC/2019/2087 dated 25.07.2024, issued by the Executive Engineer, PWD (R&B) Division, Udalguri.

4. In view of the State respondents in the PWD of Mangaldai and Dolgaon Territorial Road Division and Udalguri (R&B) Division, having admitted that Rs. 9,58,405/- + Rs. 8,00,331/-, totalling Rs.17,58,736/- is payable to the petitioner, the respondents are directed to pay the admitted amount to the petitioner, within a period of four months from the date of receipt of a certified copy of this

order.

5. The petitioner is given the liberty to approach the appropriate forum with regard to non-payment of his other dues, as per law.

6. The letter dated 25.07.2024 issued by the Executive Engineer, PWD (R&B) Division, Udalguri is made a part of the record and marked as Annexure-X.

7. This writ petition is accordingly disposed of.

JUDGE

Comparing Assistant