

GAHC010155202022



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

Case No. : Cont.Cas(C)/435/2022

ANANTA KALITA AND 10 ORS.
SON OF LATE MUKUNDA KALITA,
RESIDENT OF SARAGURA GATI GAON,
P.O. SARAGURA, P.S.- DEMOW,
DISTRICT- SIVASAGAR, ASSAM.

2: PADMA GOGOI
S/O- LT. NAGENDRA NATH GOGOI
R/O- BANMUKG MOTOK GOGHAIN GAON
P.O. PANBECHA
P.S. AND DIST.- SIVASAGAR
ASSAM

3: SHANTA PAL DAS
C/O- LT. DHANESWAR DAS
R/O- RADHIKA SANTI PATH
WARD NO.- 4
P.O.
P.S. AND DIST.- SIVASAGAR
ASSAM.

4: KAMALUDDIN AHMED
S/O- LT. RIAZUDDIN AHMED
R/O- DHAI ALI WARD NO.-1
P.O.
P.S. AND DIST.- SIVASAGAR
ASSAM

5: AFIFA BEGUM
C/O- LT. SYED INAMUL MUZID
R/O- RANGHAR CHARIALI
DUBARANI ALI
P.O.
P.S. AND DIST.- SIVASAGAR

ASSAM.

6: DANDIDHAR GOGOI
S/O- LT. NEPAL GOGOI
R/O- BARHOITING CHAPORI GAON
P.O. BARHOITING
P.S. AND DIST.- SIVASAGAR
ASSAM.

7: BIRESWAR GOGOI
S/O- LT. MULARAM GOGOI
R/O- BARHOITING GAON
P.O. BARHOITING
P.S. AND DIST.- SIVASAGAR
ASSAM

8: MOFIJUDDIN AHMED
S/O- LT. SARUPUNA AHMED
R/O- BORUAH CHUK
CHAULKORA NO.1
P.O. KONWARPUR
P.S. AND DIST.- SIVASAGAR
ASSAM.

9: PUNESWAR CHETIA
S/O- BIDYANATH CHETIA
R/O- PANBECH DHUPABORIA GAON
P.O. PANBECHA
P.S. AND DIST.- SIVASAGAR
ASSAM.

10: MONI PRASAD MOHAN
S/O- SRI KANAK CH. MOHAN
R/O- LACHIT BOR PHUKON NAGAR
NO. 2 PATH
P.O.
P.S. AND DIST.- SIVASAGAR
ASSAM.

11: AIHUN BEGUM
S/O- LT. ABDUL RAHIM
R/O- MITONG NAKATANI
P.O. GAURISAGAR
P.S. AND DIST.- SIVASAGAR
ASSAM

VERSUS

MEGHA NIDHI DAHAL, I.A.S.,
DEPUTY COMMISSIONER, SIVASAGAR, P.O., P.S. AND DISTRICT-
SIVASAGAR.

2:SHRI ADITYA VIKRAM YADAV
IAS
DEPUTY COMMISSIONER
SIVASAGAR
PO
PS AND DISTRICT-SIVASAGAR
ASSAM

Advocate for the Petitioner : MR. K R BORA

Advocate for the Respondent : MR. D NATH

BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR

ORDER

Date : 12.02.2024

Heard Mr. K. R. Bora, learned counsel for the petitioners.

Mr. D. Nath, learned Senior Govt. Advocate appearing on behalf of the respondent has furnished a speaking order dated 03.10.2023, issued by the District Commissioner, Sivasagar. The relevant portion reads as under:

“Therefore, in view of the above, I, Shri Aditya Vikram Yadav, IAS, District Commissioner, Sivasagar am of the considered view that Sivasagar Municipal Board may

a) take urgent measures towards sending a proposal to the government for sanction and release of fund for payment of the gratuity liabilities of the retired employees which have arisen before the Board till date;

b) choose not to pay the Provident Fund and Leave Encashment liabilities of the retired employees until the Board attains the situation of financial soundness."

Considering the speaking order dated 03.10.2023, this Court is of the considered opinion that the respondent have complied with the order passed by this Court.

Accordingly, this contempt petition is closed.

The speaking order dated 03.10.2023 is placed on record.

JUDGE

Comparing Assistant