

GAHC010155552018



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

Case No. : WP(C)/4775/2018

BAKUL SARMAH
S/O- LATE NILAMBER SARMAH, R/O- BARDUARMUKH, SIMALUGURI
TOWN, P.O AND P.S- SIMALUGURI, DIST- SIVASAGAR, ASSAM, PIN- 785686

VERSUS

UNION OF INDIA AND 5 ORS
REP. BY GENERAL MANAGER, N F RAILWAY HEAD QUARTER,
MALIGAON, GUWAHATI, DIST- KAMRUP(M), PIN- 781011, ASSAM

2:CHIEF COMMERCIAL MANAGER
N F RAILWAY
MALIGAON
GUWAHATI
DIST- KAMRUP(M)
PIN- 781011
ASSAM

3:DIVISIONAL RAILWAY MANAGER
N F RAILWAY
TINSUKIA
P.O AND P.S- TINSUKIA
DIST- TINSUKIA
ASSAM
PIN- 786125

4:DIVISIONAL COMMERCIAL MANAGER
N F RAILWAYS
TINSUKIA
P.O AND P.S- TINSUKIA
DIST- TINSUKIA
ASSAM

PIN- 786125

5:ASSISTANT COMMERCIAL MANAGER
N F RAILWAY
TINSUKIA
P.O AND P.S- TINSUKIA
DIST- TINSUKIA
ASSAM
PIN- 786125

6:THE STATION SUPERINTENDENT
N F RAILWAY
SIMALUGURI JN.
P.O- SIMALUGURI
DIST- SIBSAGAR
ASSAM
PIN- 78568

Advocate for the Petitioner : MR. S DASGUPTA

Advocate for the Respondent : SC, RAILWAY

**BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

ORDER

05.01.2024

Heard Shri S Dasgupta, learned counsel for the petitioner. Also heard Shri A Barkataki, learned Standing Counsel, Railway.

When this matter was listed on the last occasion i.e. 20.02.2023, Shri Dasgupta, learned counsel had apprised this Court that the petitioner was expired and sought for 2 weeks time to enable him to take appropriate steps.

It is seen that till date, no steps have been taken for substitution of the legal heirs of the petitioner. Apart from the aforesaid fact which leads this Court to come to a conclusion that the matter has been abated, the agreement in question was pursuant to a license in the name of the deceased-petitioner and

the license was for a period of 5 years i.e. from 01.11.2010 to 31.10.2015 which is also over long back. There is no document annexed in this writ petition filed in the year 2018 regarding extension of the agreement.

Under the aforesaid circumstances, this Court is of the opinion that there is no existing issue to be adjudicated and accordingly, the writ petition is closed.

JUDGE

Comparing Assistant