

GAHC010170632024



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

Case No. : MC/57/2024

NAZRUL HAQUE MAZARBHUIYAN
S/O LATE MOSKANDAR ALI MAZARBHUIYAN, HOUSE NO. 7, KALAGURU
PATH, BYE LANE NO.8, DR. ZAKIR HUSSAIN ROAD, P.O. HENGRABARI,
GUWAHATI-36

VERSUS

THE STATE OF ASSAM AND 2 ORS
TO BE REP. BY COMMISSIONER and SECY. TO THE GOVT. OF ASSAM, PWD
DEPTT., DISPUR, GHY- 6.

2:CHIEF ENGINEER
PWD ROADS
ASSAM
CHANDMARI
GHY- 3.

3:EXECUTIVE ENGINEER
PWD RURAL ROADS DIVISION
P.O. and DIST.- DHUBRI

Advocate for the Petitioner : MR. N H MAZARBHUIYAN, MR.N ISLAM,MR.K MIRA,MS.L
WAJEEDA

Advocate for the Respondent : SC, PWD, SC, PWD

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

20.11.2024

Heard Ms. L. Wajeda, learned counsel for the applicant. None has appeared for the respondents.

This I.A. has been filed with a prayer to set aside the order dated 16.08.2024 passed in WP(C) No.7411/2013 dismissing the same for default on the part of the writ petitioner. The applicant has explained the circumstances under which the learned counsel could not remain present before the Court when the matter was called up, thus, leading to issuance of the order dated 16.08.2024.

Despite issuance of notice, none has appeared for the respondents nor has any objection been filed opposing the prayer made in the I.A. In view of the above, this Court is of the opinion that the prayer for restoration of the writ petition deserves to be accepted by this Court.

Accordingly the order dated 16.08.2024 is hereby set aside. The writ petition being WP(C) No.7411/2013 is hereby restored to its original file.

The I.A. stands disposed of.

JUDGE

Comparing Assistant