

GAHC010173812016



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

Case No. : WP(C)/5812/2016

M/S WESTERN CARRIERS INDIA PVT. LTD.
HAVING ITS REGISTERED AT 2/6 SARAT BOSE ROAD, 2ND FLOOR,
KOLKATA - 70020 AND HAVING ITS BRANCH OFFICE AT LOKHRA, OPP.
CENTRAL JAIL, GUWAHATI -29, DIST. KAMRUPMETRO, ASSAM, REP. BY
ITS AUTHORISED REPRESENTATIVE SHRI PRAFUL CHAKRABORTY, S/O.
LT. A.K. CHAKRABORTY, C/O. WESTERN CARRIERS INDIA PVT. LTD.,
LOKHRA, OPP. CENTRAL JAIL, LOKHRA.

VERSUS

THE UNION OF INDIA and 7 ORS
REP. BY THE SECRETARY, MINISTRY OF RAILWAYS, RAILWAY BOARD,
RAILWAY BHAWAN, NEW DELHI.

2:THE GENERAL MANAGER
NORTH EASTERN FRONTIER RAILWAYS
MALIGAON
GUWAHATI-11
ASSAM.

3:THE CHIEF COMMERCIAL MANAGER
NORTH EASTERN FRONTIER RAILWAY
MALIGAON
ASSAM
GUWAHATI -11.

4:THE DIVISIONAL COMMERCIAL MANAGER
MALIGAON
GUWAHATI -11.

5:THE CHIEF PARCEL SUPERVISOR
NEW GUWAHATI

B.G. YARD
BAMUNIMAIDAM
GHY.-21
KAMRUP
ASSAM.

6:GENERAL MANAGER
SOUTH EAST CENTRAL RAILWAY
MUMBAI
CHURCHGATE
MUMBAI
MAHARASTRA.

7:THE STATION MASTER
ITWARI RAILWAY STATION
MAHARASTRA
SOUTH EAST CENTRAL RAILWAYS.

8:THE CHIEF BOOKING SUPERVISOR
JOGIGOPA
JOGIGOPA
GOALPARA
BCT DIVISION
WESTERN RAILWAY

Advocate for the Petitioner : MR.P NAYAK, MR.A DEKA,MR.B GOGOI,MR. K K DUTTA,MR.R BARUAH,MR.D SAIKIA

Advocate for the Respondent : , MR.A K SARKAR(SC, NF RLY)

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 12.08.2024

Heard Mr. B. Gogoi, learned counsel for the petitioner. Also heard Mr. A. Borkataky, learned Standing counsel, NF Railway.

The issue arising in the present proceeding pertains to the weighment of the goods booked by the petitioner, enroute at Jogighopa, which the petitioner contends to be not in tune with the weight of the goods as booked by him. Accordingly, the petitioner had approached this Court by

way of filing the present proceedings and this Court vide order dated 28.09.2016 had directed that the petitioner shall be permitted to take delivery of the goods after the same has been manually weighed. The goods had arrived at its destination i.e. New Guwahati Railway Station proximate to the time of issuance of notice in the present matter and the petitioner till date have not brought on record any material to demonstrate as to the manner, in which the delivery of good was so taken by him and/or about any discrepancy about the weight of such goods

In that view of the matter, the goods having been already taken delivery of, no further grievance having been raised in this connection in the present proceedings, this Court is of the considered view that no further adjudication is called for in the matter.

Accordingly, the writ petition stands disposed of.

JUDGE

Comparing Assistant