

GAHC010203582017



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

Case No. : WP(C)/6829/2017

RUPA MEDHI and 2 ORS.
W/O. LT. MUNINDRA KR. MEDHI,

2: SUMAN MEDHI
S/O. LT. MUNINDRA KR. MEDHI.

3: ADITYA MEDHI
S/O. LT. MUNINDRA MEDHI
ALL ARE PRESENTLY RESIDING SOUTH SARANIA
P.O. ULUBARI
P.S. PALTANBAZAR
GUWAHATI-781007

VERSUS

THE STATE OF ASSAM and 3 ORS.
BY COMMISSIONER-CUM-SECRETARY, DEPTT. OF TRANSPORT, DISPUR,
GUWAHATI.

2: THE ASSAM STATE TRANSPORT CORPORATION
PALTAN BAZAR GUWAHATI- KAMRUP
ASSAM REP. BY ITS MANAGING DIRECTOR.

3: LAW AND CLAIMS OFFICE
A.S.T.C. PALTAN BAZAR
GUWAHATI.

4: OFFICE OF THE DY. COMMISSIONER
KAMRUP METROPOLITAN DIST.
GUWAHATI BAKIJAI BRANCH

Advocate for the Petitioner : MR. B K JAIN

Advocate for the Respondent : MR. G C BORAH (R-2,3)

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 29.07.2024

The present proceeding was instituted by the petitioners, herein, praying for release of the amounts awarded to them by the learned Member, MACT, Kamrup, Guwahati, in MAC Case No. 1309/2014.

It is to be noted that the amount awarded to the petitioners were being so released to them by the ASTC authorities in monthly installments of Rs. 50,000/-. However, on the last date of listing of the matter; the learned counsels appearing for the parties had submitted that an out-of-court amicable settlement is being tried by and between the parties and accordingly, had prayed for an adjournment of the matter.

Today, the learned counsel for the petitioners as well as Mr. G. C. Borah, learned standing counsel, ASTC authorities, have submitted that on discussions, the petitioner has agreed to scale down the amount receivable by him inclusive of interest to Rs. 21,00,000/-(Rupees Twenty One Lakhs).

Mr. Borah, learned standing counsel, ASTC authorities, submits that the proposal of the petitioners for receiving an amount of Rs. Rs. 21,00,000/-(Rupees Twenty One Lakhs) was accepted by the ASTC authorities and the payment thereof, would be made within a period of 3(three) months from today.

In view of the agreement as arrived at by and between the parties, this writ petition is hereby disposed of by directing the ASTC authorities to release to the petitioners, the amount of Rs. 21,00,000/-(Rupees Twenty One Lakhs) being the settled amount arrived at by and between the parties, against the award, in question, within a period of 3 months from today.

Ms. M. D. Borah, learned counsel, and Ms. A. Talukdar, learned Government Advocate, are present on behalf of their respective respondents.

JUDGE

Comparing Assistant