

GAHC010212922023



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

Case No. : WA/46/2024

M/S BISWAJYOTI BORA AND ANR.
NIZ KADOMONI, BOIRAGIMOTH, PO AND PS DIBRUGARH, ASSAM 786003
REPRESENTED BY ITS PROPRIETOR SHRI BISWAJYOTI BORA, S/O LATE
BISHNU RAM BORA, RESIDENT OF BOIRAGIMOTH, PO AND PS AND DIST
DIBRUGARH, ASSAM, 786003

2: BISWAJYOTI BORA

PROPRIETOR OF M/S BISWAJYOTI BORA
S/O LATE BISHNU RAM BORA

RESIDENT OF BOIRAGIMOTH
PO AND PS AND DIST DIBRUGARH
ASSAM
78600

VERSUS

ROBI BORUAH AND 2 ORS. E
S/O LATE BIJOY BORUAH, R/O MOHANBARI, P.O. AND P.S. MOHANBARI,
DIST. DIBRUGARH, ASSAM.

2:NORTH EAST FRONTIER RAILWAY
REPRESENTED BY ITS GENERAL MANAGER
NORTH EAST FRONTIER RAILWAY
MALIGAON
GUWAHATI
ASSAM.

3:THE CHIEF WORKSHOP MANAGER

NORTH EAST FRONTIER RAILWAY MECHANICAL WORKSHOP
DIBRUGARH
ASSAM

Advocate for the Petitioner : MR. A J SARMA

Advocate for the Respondent : DY.S.G.I.

**BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 24/04/2024

Vijay Bishnoi, CJ

Heard Mr. P.D. Nair, learned counsel for the Appellants. We have also heard Mr. H. Gupta, learned CGC, appearing for the respondents.

The learned Single Judge while allowing the writ petition and setting aside the Letter of Acceptance dated 13/11/2021 issued in favour of the appellant, has directed the N.F. Railway authorities to revisit the tender process initiated by the NIT dated 07/10/2021 and to bring the said tender process to its logical conclusion, in terms of the observations made in the impugned order.

Learned counsel for the appellant has submitted that the N. F. Railways has issued a fresh NIT in relation to the work for which the earlier NIT was issued.

In view of the fact that fresh NIT has been issued by the N.F. Railways, we are not inclined to entertain the appeal. The same is accordingly dismissed.

JUDGE

CHIEF JUSTICE

sukhamay

Comparing Assistant