

GAHC010217362024



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

Case No. : WP(C)/5291/2024

ERSHAD IBRAHIM ZAMAN
S/O LATE MIRZ MD. IBRAHIM
RESIDENT OF NA KARI ROAD, DIGAMBAR CHUK, WARD NO. 2, OPP OF
DHRUBAJYOTI SANGHA, PO AND PS AND DIST JORHAT, ASSAM 785001

VERSUS

THE STATE OF ASSAM AND 6 ORS
THROUGH THE SECRETARY TO THE GOVT. OF ASSAM URBAN
DEVELOPMENT DEPARTMENT, DISPUR GUWAHATI 06

2:THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF ASSAM URBAN DEVELOPMENT DEPARTMENT
DISPUR GUWAHATI 06

3:THE SECRETARY
MUNICIPAL ADMINISTRATION DEPARTMENT
GOVT. OF ASSAM DISPUR GUWAHATI 06

4:THE MUNICIPAL BOARD

JORHAT
REPRESENTED BY ITS CHAIRPERSON
JORHAT
ASSAM

5:THE EXECUTIVE OFFICER

JORHAT MUNICIPAL BOARD
JORHAT

6:THE DEPUTY COMMISSIONER

JORHA

Advocate for the Petitioner : MR R SINGHA, MS S PATOWARY, MR M GOSWAMI

Advocate for the Respondent : GA, ASSAM, SC, J M B

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

21.10.2024

Heard Mr. R. Singha, learned counsel for the petitioner as well Mr. B.D. Das, learned Senior Counsel for the respondent nos.5 & 6 assisted by Ms. R. Deka, learned counsel. Mr. K. Gogoi, learned counsel appears for the respondent nos.1, 2, 3, 4 & 7.

The petitioner's counsel submits that though the petitioner had made a challenge to certain conditions in the NIT dated 23.09.2024 and though this Court had given an interim order on 08.10.2024 that the Technical Bid should not be opened today, the petitioner has participated in the tender process, by submitting his tender documents. He accordingly submits that the said action of the petitioner has resulted in the writ petition becoming infructuous.

In view of the submission made by the petitioner's counsel, the writ petition is dismissed as infructuous.

JUDGE

Comparing Assistant