

GAHC010269162022



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

Case No. : WP(C)/8442/2022

REHANA AKTAR CHOUDHURY @ RAHENA AKTAR CHOUDHURY
WIFE OF NURUL ISLAM,
VILLAGE- SHARIF NAGAR,
P.O.- KARNAMADHU,
P.S.- KARIMGANJ,
DIST.- KARIMGANJ, ASSAM,
PIN- 788712.

VERSUS

THE STATE OF ASSAM AND 8 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
WATER RESOURCE DEPARTMENT,
DISPUR-06, ASSAM.

2:THE SECRETARY TO THE GOVT. OF ASSAM
WATER RESOURCES DEPARTMENT
DISPUR
GUWAHATI- 781006.

3:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6.

4:THE CHIEF ENGINEER
WATER RESOURCE DEPARTMENT
ASSAM
NATIONAL HIGHWAY-37
BASISTHA
GUWAHATI- 781029.

5:THE ADDL CHIEF ENGINEER
CACHAR AND HILLS WATER RESOURCES
SILCHAR
DIST.- CACHAR
ASSAM.

6:THE SUPERINTENDING ENGINEER
HAILAKANDI WATER RESOURCE CIRCLE
HAILAKANDI
ASSAM.

7:THE EXECUTIVE ENGINEER
KARIMGANJ WATER RESOURCE DEPARTMENT
KARIMGANJ
ASSAM.

8:THE ASSISTANT EXECUTIVE ENGINEER
WATER RESOURCE DIVISION
KARIMGANJ
ASSAM.

9:THE DEPUTY COMMISSIONER OF KARIMGANJ
DISTRICT- KARIMGANJ
ASSAM

Advocate for the Petitioner : MR H R A CHOUDHURY, MR J M SULAIMAN,MR. R A CHOUDHURY

Advocate for the Respondent : SC, WATER RESOURCE, GA, ASSAM,SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA

ORDER

27.11.2024

Heard Mr. R.A. Choudhury, learned counsel for the petitioner. Also heard Mr. C. Sarma, learned counsel appearing for the Water Resources Department and Ms. U. Das, learned counsel for the respondent No.9.

2. The petitioner claims payment of outstanding contractual dues amounting

to Rs.4,42,956/-.

3. Mr. C. Sarma, learned counsel appearing for the Water Resources Department submits that though the claim of the petitioner has been admitted, the same has not been paid due to want of funds.

4. I have heard the learned counsels for the parties.

5. On perusing the affidavit filed by the respondent No.4, this Court finds that there has been no denial with regard to the claim of the petitioner that outstanding contractual dues of Rs.4,42,956/- has not been paid to the petitioner due to want of funds.

6. In view of the admission made by the State respondent No.4, this writ petition is disposed of with a direction to the respondents to make available the funds and pay to the petitioner the admitted dues of Rs.4,42,956/- within a period of 3(three) months from the date of receipt of a certified copy of this order.

7. The writ petition is accordingly disposed of.

JUDGE

Comparing Assistant