GAHC010184902026

2026:GAU-AS:16049

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

Case No. : WP(C)/4740/2026

JASHIM UDDIN
S/O- ABDUL SHAHID, R/O VILLAGE- HATIKHALI KHALAJAR, P.O.- BARHAWAR, P.S.- MURAJHAR, DISTRICT- HOJAI, (ASSAM), PIN- 782439

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI, PIN- 781006

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI
PIN- 781007

3:THE SENIOR SUPERINTENDENT OF POLICE
HOJAI
P.O. AND P.S.- HOJAI
DISTRICT- HOJAI
ASSAM
PIN- 782435

4:THE ADDITIONAL SUPERINTENDENT OF POLICE (HQ)
HOJAI
P.O. AND P.S.- HOJAI
DISTRICT- HOJAI
ASSAM
PIN- 782435

5:THE DEPUTY SUPERINTENDENT OF POLICE (HQ)

HOJAI
P.O. AND P.S. HOJAI
DISTRICT- HOJAI
ASSAM
PIN- 782435

6:THE MOTOR TRANSPORT OFFICER (MTO)
POLICE RESERVE
HOJAI
PO AND PS- HOJAI
DISTRICT- HOJAI
ASSAM
PIN- 78243

Advocate for the petitioner(s): Mr. MK Hussain

Advocate for the respondent(s): Mr. G Bokolial
Govt. Advocate, Assam

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

02.11.2026

Heard Mr. MK Hussain, the learned counsel appearing on behalf of the Petitioner and Mr. G Bokolial, the learned Government Advocate, Assam appearing on behalf of all the Respondents.

2. The case of the Petitioner herein is that the Petitioner is aggrieved by the inaction on the part of the Respondent Authorities in not making payment of the amount to which the Petitioner is entitled to.

3. The case of the Petitioner herein is that his vehicle bearing Registration No.AS-01-EW-0433 (Bolero) was requisitioned by the Respondent No.4 for maintaining Law & Order at Murajhar Police Station for a period of 191 days specifically from 07.04.2024 to 30.06.2024, 01.07.2024 to 30.09.2024 and from

01.10.2024 to 14.10.2024. Thereafter, the Petitioner submitted bills amounting to Rs.1,73,554/-; Rs. 1,87,846/- and Rs.26,544/- before the Respondent Authorities totaling to Rs.3,87,944/-. However, the said amount has not been paid to the Petitioner.

4. It is the further case of the Petitioner that pursuant to an RTI application dated 12.08.2026 filed by the Petitioner, the Respondent No.4 vide communication dated 21.08.2026 confirmed that the vehicle was engaged for the said duties and that the files in respect to the bills submitted had already been forwarded to the Assam Police Headquarters (APHQ) vide Office Memo No.E/HJI/HC/2024-25/629 dated 03.10.2024; Office Memo No.E/HJI/HC/2024-25/744 dated 18.12.2024; and Office Memo No.E/HJI/HC/2024-25/189 dated 17.04.2025 amounting to Rs.1,73,554/-; Rs. 1,87,846/- and Rs.26,544/- respectively.

5. The learned counsel for the Petitioner submitted that the total requisition compensation amounting to Rs.3,87,944/-remains unpaid in spite of repeated representations. Being aggrieved the Petitioner has approach this Court by filing the present writ petition.

6. Mr. G Bokolial, the learned Additional Senior Government Advocate has submitted that though the vehicles mentioned in the writ petition were hired by the Police Commisionerate for maintaining law and order, but while verifying the bills claimed by the Petitioner, it came to light that the Petitioner did not submit the GST Registration Certificate. In that regard, he has placed before this Court an instruction dated 30.10.2026 issued by the Senior Superintendent of Police, Hojai, Assam, wherein it is also mentioned that the Petitioner was informed to submit the aforesaid document to the Office for further verification. The said instruction is kept on record and marked with the letter ‘X’.

7. Taking into account the above, it is the opinion of this Court that as it is an admitted fact that the Petitioner's vehicle was taken on hire by the Respondent Authorities, the Petitioner would be entitled to the amounts due upon proper verification of the claims. Such verification shall be carried out upon submission of the GST Registration Certificate.

8. Mr. MK Hussain, the learned counsel appearing on behalf of the Petitioner submitted that the necessary documents would be submitted.

9. Accordingly, the instant writ petition stands disposed of with the following observations and directions:

(i) The Petitioner shall submit the GST Registration Certificate along with the certified copy of this judgment to the Office of the Director General of Police, Assam.

(ii) Upon receipt of the said documents along with the certified copy of this judgment, the Respondents shall verify the entitlement of the Petitioner and upon verification, if it is found that the Petitioner is entitled to the amount so claimed or any other amount, the said amount be paid to the Petitioner.

(iii) The said exercise be completed within a period of 6 (six) months from the date of submission of the document as aforesaid along with the certified copy of the instant judgment upon the Respondent No.2 i.e. the Director General of Police, Assam.

JUDGE

Comparing Assistant