

WP(C) 5922/2016  
BEFORE  
HON'BLE MR. JUSTICE ARUP KUMAR GOSWAMI

Heard Mr. P.K. Mazumdar, learned counsel for the petitioner. Also heard Ms. S. C. Chutia, learned standing counsel, Water Resources Department, appearing for all the respondents.

By this application, the petitioner prays for a direction to the respondents to make payment of Rs.95,931/- (Rupees Ninety Five Thousand Nine Hundred Thirty One), which he claims to be the admitted amount.

Learned counsel appearing for the parties submit that this case may be disposed of with a direction to the Chief Engineer, Water Resources Department (respondent No.2) to examine the claim of the petitioner and if the claim is admitted by him, the respondents be directed to proceed in accordance with the principles as laid down in the Full Bench judgment of this Court, rendered on 29.09.2008 in the case of Tamsher Ali & Ors. -Vs- State of Assam & Ors., reported in 2008 (4) GLT 1(FB).

Having regard to the submissions advanced by the learned counsel appearing for the parties, this writ petition is disposed of at the motion stage itself with a direction to the Chief Engineer, Water Resources Department, to examine the claim of the petitioner within a period of 2(two) months from the date of receipt of a certified copy of this order and, then, if the claim is admitted, the respondent authorities would process the claim of the petitioner in accordance with law and in the light of the directions contained in Tamsher Ali (supra).

The petitioner is permitted to obtain a certified copy of this order and place the same before the Chief Engineer, Water Resources Department, for his doing the needful.

The writ petition stands disposed of in terms of the above directions.