

WP(C) 7847/2016

BEFORE

HON'BLE MR. JUSTICE ARUP KUMAR GOSWAMI

Heard Mr. B. K. Gogoi, learned counsel for the petitioner. Also heard Ms. M. Bhattacharjee, learned State counsel, appearing for the respondents.

By an order dated 27.12.2013, petitioner was granted settlement of Karha Part-II Fishery, Dhakuakhana, in the District of Lakhimpur. A perusal of the aforesaid order goes to show that the petitioner was the 5th highest bidder, whose bid of Rs. 4,21,101/- was accepted as the tenders of the tenders offering higher bid were found to be invalid. The settlement is offered to the petitioner for a period of seven years.

The petitioner filed application praying for a direction to the respondent authorities to consider the prayer of the petitioner for remission of revenue @ 30% from the date of settlement.

It is not indicated in the writ petition whether the petitioner has paid any installment or since when it has stopped paying installment.

It appears that an application submitted by the petitioner for remission of revenue @30%, i.e., Rs. 1,26,101/- was forwarded by the Deputy Commissioner, Lakhimpur to the office of the Commissioner and Secretary to the Government of Assam, Fisheries Department. A letter dated 29.11.2016 of the Joint Secretary to the Government of Assam, Fishery Department, addressed to the Deputy Commissioner, Lakhimpur, goes to show that in order to consider the petitioner's application for remission of revenue, the petitioner is required to deposit an amount of Rs. 3,23,443/- which remained outstanding against the petitioner. The letter dated 29.11.2016 (Annexure-E) is not challenged in the instant writ petition.

As the said letter is not challenged, I am of the considered opinion that no mandamus can be issued, as prayed for and, accordingly, the writ petition is dismissed. No cost.