

GAHC010014522020



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

Case No. : WP(C) 555/2020

1:PRADIP KUMAR SARDA
S/O- LATE PRAKASH SARDA, R/O- SS ROAD, WARD NO.9, HAILAKANDI,
ASSAM, PIN- 788151

VERSUS

1:THE STATE OF ASSAM AND 3 ORS
REP. BY THE COMMISSIONER AND SECRETARY, GOVT OF ASSAM, HOME
DEPTT, DISPUR, GUWAHATI- 6, ASSAM

2:COMMISSIONER AND SECRETARY
GOVT OF ASSAM
FINANCE DEPTT
DISPUR
GUWAHATI- 6
ASSAM

3:THE DGP
ASSAM
DR B K KAKATI ROAD
ULUBARI
GUWAHATI
ASSAM
PIN- 781007

4:THE SUPERINTENDENT OF POLICE
HAILAKANDI
ASSAM
PIN- 78815

Advocate for the Petitioner : MR G N SAHEWALLA

Advocate for the Respondent : GA, ASSAM

**BEFORE
THE HON'BLE MR. JUSTICE PRASANTA KUMAR DEKA
ORDER**

31.01.2020

Heard Mr. H. K. Sarma, the learned counsel for the petitioner.

The petitioner is aggrieved for non release of an amount of Rs. 4,37,012.00/- in respect of hiring charges of a vehicle bearing registration no. AS-24C-1463 (Tata Sumo) and Rs. 8,16,670.00/- in respect of hiring charges of another vehicle bearing registration no. AS-24B-3014 (Bolero) which were hired by the respondent authority. As against the total bill of Rs. 10,32,570.00/-, the petitioner had received a total sum of Rs.5,95,558.00/- on 21.01.2017, 14.03.2017,17.09.2019 and 14.01.2019 in respect of hiring charges of the Tata Sumo Vehicle thereby leaving an amount of Rs.4,37,012.00/- to be disbursed and no payment has yet been received in respect of hiring charges of the vehicle bearing registration no. AS-24B-3014 (Bolero).

The petitioner on 30.11.2019 requested the Director General of Police, Assam, Guwahati through his representation for release of the said amount. Subsequently, another representation was submitted on 30.12.2019 to the DGP, Assam. However, as submitted by learned counsel there was no response against the claim made by the petitioners.

I have heard Ms. M. D. Bora, the learned Government Advocate for the State respondents. Considering the submission of learned counsel, this writ petition is disposed of at the motion stage with a direction to the petitioner to approach the Director General of Police, Assam through a fresh representation along with a copy of this order and a copy of the writ petition with the annexures therein within a period of seven days from today. The said representation shall be disposed of within an outer limit of 30 days from the receipt of said representation and for that purpose, necessary verifications shall be carried out and if

the petitioner is entitled to the claim, the same shall be released within a period of another 30 days from the date of the order passed by the Director General of Police, Assam.

JUDGE

Comparing Assistant