

**HIGH COURT OF TRIPURA
AGARTALA
WP(C) NO.423 OF 2024**

Sri Ratan Mani Chakraborty.
Vs.
The Union of India and ors.

HON'BLE MR. JUSTICE T. AMARNATH GOUD

Present:

For the Petitioner(s) : Mr. S.M. Chakraborty, Sr. Advocate.
Ms. A. Pal, Advocate.
For the Respondent(s) : Mr. B. Majumder, Deputy SGI.

28.06.2024

Order

This present writ petition has been filed under Article 226 of the Constitution of India seeking the following reliefs:-

"i) Admit the petition,

AND

ii) Issue Rule NISI upon the respondents to show cause as to why the Writ of Mandamus or in the nature thereof shall not be issued commanding upon the respondents to release the balance amount of the award of Rs.3816,571/- (Thirty eight lakhs sixteen thousand five hundred seventy one) only with interest and other statutory benefits within a definite time frame.

AND

iii) As to why the inaction and negative role of the respondents shall not be declared arbitrary, unreasonable and violative of the principles of Article 14 of the Constitution of India.

AND

iv) After hearing the petition the Hon'ble Court may be pleased to pass order/issue Writ in the lights of the prayers made above and make the rule absolute.

AND

v) Any other appropriate order or direction as this Hon'ble Court deems fit and proper may kindly be passed."

2. Heard Mr. S.M. Chakraborty, learned Sr. counsel assisted by Ms. A. Pal, learned counsel appearing for the petitioner as well as Mr. B. Majumder, learned Deputy SGI appearing for the respondents.

3. It is seen from the record that by way of notice dated 23rd March 2022, the 3rd respondent i.e., the Arbitrator for N.H-44, the District Magistrate and Collector, South Tripura has called for hearing the matter by fixing the date of 07.04.2022 at 11.00 A.M, and after that again on summon, the petitioner appeared for hearing by notice dated 07.04.2022 before the respondent No-3, but, no hearing took place and next date of hearing of the case was fixed on 19.04.2022 at 11.00. A.M. The petitioner again appeared on 19.04.2022 before respondent No.3 but no effective order has been passed yet. It is the case of the petitioner that despite issuing notices, the 3rd respondent has not decided the matter.

4. In view of the same, without expressing any opinion on its merit, this Court considers the case of the petitioner and directs the concerned respondents herein to decide the instant matter as expeditiously as possible preferably within a period of 2(two) months from the date of receipt of the copy of this order.

5. With the above observation and direction, this present writ petition stands disposed of. Stay if any stands vacated. Pending application(s), if any also stands closed.

JUDGE

suhanjit

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