

GAHC010011272022



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

Case No. : WP(C)/1111/2022

BHAGABAN KALITA

S/O. LT. SARBESWAR KALITA, A PERMANENT R/O. LATAKATA, P.O./P.S. BASISTHA, GUWAHATI-781029, DIST. KAMRUP (M), ASSAM, REP. FOR AND ON BEHALF OF THE 15 (FIFTEEN) ORS. OF (DEVICROP EMPLOYEES ASSOCIATION), A REGD. ASSOCIATION VIDE NO.1774 OF 1998 WITH ITS OFFICE AT SAWKUCHI, NH-37, OPP. SARUSAJAI NATIONAL STADIUM COMPLEX, GUWAHATI-34, AFFILIATED TO CENTRE OF INDIAN TRADE UNION (CITU).

VERSUS

THE STATE OF ASSAM AND 6 ORS.

REP. BY THE COMM. AND PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM, SOIL CONSERVATION DEPTT., C-BLOCK, 3RD FLOOR, ASSAM SECRETARIAT, DISPUR, GUWAHATI-781006, DIST. KAMRUP (M), ASSAM.

2:THE STATE OF ASSAM

REP. BY THE PRINCIPAL SECY. TO THE GOVT. OF ASSAM
PUBLIC ENTERPRISE DEPTT.

C BLOCK

3RD FLOOR

ASSAM SECRETARIAT

DISPUR

GUWAHATI-781006

KAMRUP (M)

ASSAM.

3:THE STATE OF ASSAM

REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
SOIL CONSERVATION DEPTT.

C BLOCK

3RD FLOOR

ASSAM SECRETARIAT

DISPUR

GUWAHATI-781006
KAMRUP (M)
ASSAM.

4:THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
PUBLIC ENTERPRISES DEPTT.
C BLOCK
3RD FLOOR
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006
KAMRUP (M)
ASSAM.

5:THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPTT.
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006
KAMRUP (M)
ASSAM.

6:THE STATE OF ASSAM
REP. BY THE DIRECTOR OF SOIL CONSERVATION DEPTT. OF ASSAM
BHUMI SANGRAKSHAN BHABAN
R.G. BORUAH ROAD
GUWAHATI-781006
DIST. KAMRUP (M)
ASSAM.

7:THE MANAGING DIRECTOR
ASSAM PLANTATION CROPS DEVELOPMENT CORPORATION LTD.
OPPOSITE SARUSAJAI NATIONAL STADIUM COMPLEX
P.O. SAWKUCHI
P.S. BASISTHA
NH-37
LAKHARA
GUWAHATI-781040
DIST. KAMRUP (M)
ASSAM

Advocate for the Petitioner : MR I C GOGOI, MR I HASSAN,MR. A BHATTACHARYYA,MR A B DUTTA,MR K BARMAN,MR A SHARMA,MR. P KALITA

Advocate for the Respondent : GA, ASSAM, MR. S R RABHA, SC, SOIL CONSERVATION DEPTT, ASSAM,MR B GOGOI, SC, SOIL CONSERVATION DEPARTMENT.,SC, FINANCE

BEFORE
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR
ORDER

12/11/2025

Mr. R Barpujari, learned Standing counsel, Finance Department submits that although, proposal for making of budget provisions for releasing the amount towards payment of the VRS dues to the petitioner and others was submitted by the Administrative Department, i.e, Soil Conservation Department, the requisite "Fixation of Ceiling" (FOC) has not been submitted in the manner required.

The learned counsel for the Soil Conservation Department submits that the FOC proposal is under process and would be submitted in the manner required to the Finance Department within a period of 15 (fifteen) days from today. On submission of such proposal, the Finance Department shall process the same in terms of the decision of the Cabinet in its meeting held on 27.08.2025.

Registry to list this matter again on **01.12.2025**.

The learned counsel for the respondents, on the next date of listing, shall apprise this Court about the development taking place in this regard.

JUDGE

Comparing Assistant