

GAHC010016892026



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

Case No. : WP(C)/724/2026

MEHER KHAN
SON OF LATE ROBI KHAN, RESIDENT OF NOTBAMA, SIJUBARI MAZAR,
P.O. AND P.S.- HATIGAON, DISTRICT- KAMRUP (METRO), ASSAM.

VERSUS

STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HOME DEPARTMENT, DISPUR, GUWAHATI- 6.

2:COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI- 6

3:THE DIRECTOR GENERAL OF POLICE
ASSAM
ASSAM POLICE HEADQUARTER
ULUBARI
GUWAHATI- 7.

4:THE ADDITIONAL DIRECTOR GENERAL OF POLICE (S8)
ASSAM
KAHILIPARA
GUWAHATI - 19

5:THE INSPECTOR GENERAL OF POLICE (L)
ASSAM
ASSAM POLICE HEADQUARTER
ULUBARI
GUWAHATI- 7.

6: SUPERINTENDENT OF POLICE
SB (E)
ASSAM
KAHILIPARA
GUWAHATI- 19.

7: THE DISTRICT COMMISSIONER OF POLICE (ADMN)
ASSAM
ULUBARI
GUWAHATI-7.

8: SUPERINTENDENT OF POLICE
DIPHU
KARBI ANGLONG
ASSAM

Advocate for the Petitioner : MS P KAKATI, MR. A B SIDDIQUE

Advocate for the Respondent : GA, ASSAM, SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

25.02.2026

Heard Mr. A. B. Siddique learned counsel for the petitioner.

The petitioner is superannuated from the Assam Police, and during his service he was granted to advance increment, which were subsequently withdrawn and deducted from his salary without any notice. Being aggrieved, the petitioner is before this Court.

The petitioner has pressed into service the judgment and order dated 22.05.2018 passed in WP(C) No. 5630 of 2010 by coordinate bench, whereby a similar issue was decided, and the notification for recovery of the advance increments was set aside. Therefore, learned counsel for the petitioner prays for similar order.

Mr. R. Dhar, learned Additional Senior Government Advocate, submits that he would like to complete his instructions in the matter.

Mr. R. Dhar, Additional Senior Government Advocate appears on behalf of

all the respondents except Respondent No. 2, Mr. P. Nayak, learned Additional Advocate General appears for the Respondent No. 2. Therefore notices are waived.

Considering the claims made before the Court let notice issue, returnable within four weeks.

Extra copies be furnished within a period of 1 (one) week from today.

Let this matter be listed immediately after the returnable date.

JUDGE

Comparing Assistant