

GAHC010018082022



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

Case No. : WP(C)/837/2022

BIJOYA DAULAGAPU
W/O- LATE BABULAL BARMAN, R/O- DONGJEN RAZI VILLAGE, P.S-
UMRANGSO, DIST- DIMA HASAO, ASSAM, PI-788931

VERSUS

THE STATE OF ASSAM AND 5 ORS
THROUGH THE SECRETARY TO THE GOVERNMENT OF ASSAM, PUBLIC
HEALTH ENGINEERING DEPARTMENT, DISPUR, GUWAHATI-781006

2:SECRETARY
TO THE GOVERNMENT OF ASSAM
PUBLIC HEALTH ENGINEERING DEPARTMENT
HENGRABARI
GUWAHATI-781036

3:THE CHIEF ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT
ASSAM
HENGRABARI
GUWAHATI-781036

4:THE EXECUTIVE ENGINEER
PUBLIC HEALTH ENGINEERING
UMRANGSO DIVISION
UMRANGSO ASSAM

5:THE ACCOUNTANT GENERAL
(A AND E)
ASSAM
MAIDAMGAON
BELTOLA

GUWAHATI-29

6:THE COMMISSIONER AND SECRETARY
FINANCE DEPARTMENT
ASSAM
DISPUR
GUWAHATI-06

7:THE STATE OF OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM
PUBLIC HEALTH ENGINEERING DEPARTMENT
DISPUR
ASSAM
GUWAHATI-6

8:THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM

PENSION AND PUBLIC GRIEVANCES DEPARTMENT
DISPUR
GUWAHATI-6

9:THE PRINCIPAL SECRETARY

DIMA HASAO AUTONOMOUS COUNCIL
HAFLONG
DIST. DIMA HASAO
ASSAM

Advocate for the Petitioner : MR. N SARKAR

Advocate for the Respondent : SC, P H E

BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA

ORDER

Date : 09.12.2022

Ms. M. Kalita, learned counsel appearing on behalf of the respondents in the PHED seeks for an adjournment to provide the information as to why the family pension has not been paid to the petitioner in a circumstance where her

husband Babulal Barman was regularized in service as per the office order No. 80 of 2005-06 dated 26.10.2005 and subsequently died on 27.05.2019 while in service.

The respondents to take note of the provisions of Rule 140 of the Assam Services (Pension) Rules, 1969, which provides that in case of death while in service, the Government servant should have completed a minimum period of one year of service in order to enable their family to be entitled for family pension.

List on 14.12.2022.

JUDGE

Comparing Assistant