

GAHC010018632025



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

Case No. : WP(C)/589/2025

NIREN BHATTACHARJYA
S/O- PRABODH BHATTACHARJYA R/O- HOUSE NO. 98, SEWALI PATH,
HATIGAON P.O.- HATIGAON P.S.- HATIGAON DISTRICT- KAMRUP (M),
ASSAM. PIN- 781038.

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, FINANCE (TAXATION) DEPARTMENT, JANATA
BHAWAN, DISPUR, ASSAM 781006.

2:THE JOINT SECRETARY TO THE GOVT. OF ASSAM
FINANCE (TAXATION) DEPARTMENT
JANATA BHAWAN DISPUR
ASSAM- 781006.

3:THE DEPUTY SECRETARY TO THE GOVT. OF ASSAM
FINANCE (TAXATION) DEPARTMENT
JANATA BHAWAN DISPUR
ASSAM- 781006.

4:THE ASSISTANT COMMISSIONER OF TAXES
GUWAHATI UNIT-D KAR BHAWAN DISPUR ASSAM- 781006.

5:THE ACCOUNTANT GENERAL (A AND E)
ASSAM MAIDAMGAON BELTOLA GUWAHATI- 781029

Advocate for the Petitioner : MR S BORTHAKUR, P KHATANIAR,MR SAURADEEP DEY

Advocate for the Respondent : SC, FINANCE DEPTT., SC, AG,GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 18.06.2025

Mr. Buddhadip Gogoi, learned Addl. Advocate General, Assam, has submitted that although a proposal was submitted and sanction was accorded for release of the subsistence allowance to the petitioner, herein, for the period w.e.f. 09.08.2023, to 08.11.2023; however, the amount involved could not be released to petitioner on account of the fact that sanction so accorded, in this connection, has lapsed.

The learned Addl. Advocate General, Assam, has further submitted that the departmental authority has again processed the arrear subsistence allowance proposal in respect of the petitioner, herein, and the said process would be taken to its logical conclusion within a period of 4(four) weeks from today.

In view of the above, list it immediately after the ensuing Summer Break.

On the next date of listing, Mr. Gogoi, learned Addl. Advocate General, Assam, shall apprise this Court about the status of the processing with regard to release of the arrear subsistence allowance to the petitioner, herein.

Mr. B. Sarma, learned standing counsel, is present on behalf of the Accountant General(A&E), Assam.

JUDGE

Comparing Assistant