

GAHC010024672026



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

Case No. : WP(C)/922/2026

SMTI PRANJULI KHAKHLARI AND 5 ORS
W/O- SRI JISOYA DAIMARI, VILL-KADAMGURI, P.O.-KABIRALI, DIST-
UDALGURI, ASSAM.

2: SMTI DUKHUSRI BORO
W/O SRI NAMAL BORO
VILL-PASCHIM PATALA
P.O.-KABIRALI
DIST-UDALGURI
ASSAM

3: SMTI MAINAWATI BORO BHATTACHARJEE
W/O SRI PRANJAL BHATTACHARJEE
VILL-GERUA PART-I
P.O.-KALAIGAON
DIST-UDALGURI
ASSAM

4: SRI KANAI BASFOR
S/O LATE BISWANATH BASFOR
VILL-KABIRALI
P.O.-KABIRALI
DIST-UDALGURI
ASSAM

5: SMTI KABITA RABHA
W/O SRI HEMANTA RABHA
VILL-TANGLA
WARD NO. 1
P.O.-TANGLA
DIST-UDALGURI
ASSAM.

6: SMTI MEGHESWARI RABHA

W/O SRI MOHAN RABHA
VILL-RUPAKHAT
P.O.-TANGLA (OLD)
DIST-UDALGURI
ASSA

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE SECRETARY, HEALTH AND FAMILY WELFARE
DEPARTMENT, BODO TERRITORIAL COUNCIL BTC, KOKRAJHAR-783370,
ASSAM.

2:THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM
DEPARTMENT OF FINANCE
ASSAM CIVIL SECRETARIAT
DISPUR
GUWAHATI-781006

3:THE DIRECTOR OF HEALTH SERVICES
ASSAM
HENGRABARI
GUWAHATI-36.

4:THE DIRECTOR OF HEALTH SERVICES
BODO TERRITORIAL COUNCIL (BTC)
KOKRAJHAR-783370.

5:THE JOINT SECRETARY
BODO TERRITORIAL COUNCIL
(BTC)
KOKRAJHAR-783370.

6:THE JOINT DIRECTOR OF HEALTH SERVICES
UDALGURI
BTAD
PIN-784509

Advocate for the Petitioner : MR. N UPADHAYAY, MS. P DAS,MS G TALUKDAR,A B T
HAQUE

Advocate for the Respondent : SC, BTC, SC, FINANCE,SC, HEALTH

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA
ORDER

25.02.2026

Heard Mr. ABT Haque, learned counsel for the petitioners. Also heard Ms. D Bora, learned Standing Counsel, Health Department, Ms. Mahilari, learned counsel for the BTC and Ms. A Borthakur, learned counsel for the Finance Department.

2. The petitioners are Grade-IV employees (Casual/Muster Roll/Contractual) serving in various health centers under the BTC Authorities. It is submitted that despite their long standing and uninterrupted service, the respondents have failed to grant them the benefits of the minimum pay scale. It is the case of the petitioners that they are entitled to get the benefit of minimum pay scale in terms of the decisions rendered by a Division Bench of this Court in "*State of Assam Vs. Shri. Upen Das*" reported in 2020 (5) GLT 605, however, the same has not been conferred to them by the respondent Authorities till date. Being aggrieved, they have filed this writ petition.

3. Considering the same, the respondent authorities are directed to grant the petitioners the benefit of minimum pay scale in terms of *Upen Das* (supra).

However, before granting them such benefit, the respondents will make necessary verifications of the claims of the writ petitioners individually so as to ascertain the entitlement of the benefits of the petitioners to be conferred to them in terms of *Upen Das* (supra). If their claims are found to be genuine, the petitioners be afforded the minimum pay scale as directed above as expeditiously as possible and preferably within a period of 90 (ninety) days from the date of receipt of a certified copy of this order.

4. The writ petition stands disposed of in terms of the above.

JUDGE

Comparing Assistant