

GAHC010027912015



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

**Case No. : WP(C)/7688/2015**

SABITA TAMULI  
W/O- PRANJAL KUMAR MENA, R/O- 9TH BYE LANE, DR. ZAKIR HUSSAIN  
ROAD, PUB-SORUMOTORIA, DISPUR, KAMRUP M, ASSAM- 781036.

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REP. BY THE CHIEF SECY. TO THE GOVT. OF ASSAM, DISPUR, GHY- 6.

2:THE ADDL. CHIEF SECY. TO THE GOVT. OF ASSAM  
DEPTT. OF INDUSTRIES AND COMMERCE  
ASSAM SECRETARIAT  
DISPUR  
GHY- 6.

3:THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM  
SECRETARIAT BUILDING  
FINANCE DEPTT.  
DISPUR  
GHY- 6.

4:THE COMMISSIONER  
INDUSTRIES AND COMMERCE DEPTT.  
UDYOG BHAWAN  
BAMUNIMAIDAM  
GHY- 21.

5:THE MANAGING DIRECTOR  
ASSAM INDUSTRIAL DEVELOPMENT CORPORATION LTD.  
R.G. BARUAH ROAD  
GHY- 24.

6:ASSAM INDUSTRIAL DEVELOPMENT CORPORATION LIMITED  
REPRESENTED BY THE CHAIRMAN  
R.G.BARUAH ROAD  
GUWAHATI-2

**Advocate for the Petitioner** : MR.M P SARMA, MR.U K NAIR,MR.A CHETRY,MR.H K DAS,MR. W YHOSHII,MR. J. SINGH,MR H AGARWAL,MR. R KALITA

**Advocate for the Respondent** : MR.S N SARMA(R-4 and 5), MR. A. KALITA, SC, INDUSTRIES AND COMMERCE,MR. B. GOGOI, SC, FINANCE AND TAXATION,MR. P P DAS (r-5,6),MR. SURAJIT DAS (r-5,6),MS. M D BORA, MR. J.K. GOSWAMI, SC, AIDC,MR.A J MAHANTA(R-4 & 5),SC, INDUSTRIES,MR.A JAHID(R-4 & 5),MR.S SAMARIA,MR.S CHOUDHURY(R-4 & 5),MR.K KALITA(R-4 & 5)

**BEFORE  
HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**Date : 21/11/2024**

Heard Mr. B.D. Konwar, learned senior counsel assisted by Mr. H. Agarwal, learned counsel for the writ petitioner. Also heard Mr. J.K. Goswami, learned Standing Counsel, AIDC, appearing for the respondent nos. 5 & 6, Mr. A. Chaliha, learned Standing Counsel, Finance Department, Assam, appearing for the respondent no. 3 and Mr. M. Kalita, learned counsel appearing on behalf of the respondent no. 2. None has appeared on behalf of the respondent no. 1 when the matter is called up.

The primary grievance of the writ petitioner in this petition, in a nutshell, is that by manipulating the Grade Pay under the revised pay scale, the petitioner has been placed in a position whereby, there is no scope for her career advancement. The respondent AIDC is also refusing to extend any MACP benefit to the petitioner despite her long years of service in the same post of Company Secretary under the AIDC.

Mr. A. Chaliha, learned Standing Counsel, Finance Department, Assam, submits that he has received instruction pertaining to the plea raised in the writ petition and seeks two weeks time to bring the same on record in the form of an affidavit.

Considering the nature of controversy involved in this writ petition, there is consensus in the Bar that the stand of the Finance Department, Assam, would have a relevant bearing in the outcome of the writ petition.

In view of the above, Mr. Chaliha is granted two weeks time to file affidavit in the matter.

List this case again after two weeks, as a fixed item.

**JUDGE**

*Sukhamay*

**Comparing Assistant**