

GAHC010037842026



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

Case No. : WP(C)/1337/2026

AMINUL HOQUE
S/O- LATE MOZIBAR RAHMAN,, R/O- SOUTH NOTBOMA, SUNDARBAN
NAGAR, P.O. AND P.S. HATIGAON, GUWAHATI- 781038, DISTRICT- KAMRUP
(M), ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM FINANCE DEPARTMENT DISPUR, GUWAHATI
781006

2:THE SECRETARY
TO THE GOVERNMENT OF ASSAM

FINANCE (ESTT-B) DEPARTMENT
F-BLOCK
2ND FLOOR
JANATA BHAWAN
DISPUR
GUWAHATI-6

3:THE SECRETARY
TO THE GOVERNMENT OF ASSAM

CULTURAL AFFAIRS DEPARTMENT

DISPUR
GUWAHATI- 781006

4:THE ACCOUNTANT GENERAL (A AND E)
ASSAM

MAIDAMGAON
BELTOLA
GUWAHATI- 781038

5:THE DIRECTOR
ACCOUNTS AND TREASURY
KAR BHAWAN

GANESHGURI
GUWAHATI- 781005

6:THE DIRECTOR
CULTURAL AFFAIRS DEPARTMENT
RABINDRA BHAWAN
GUWAHATI-

Advocate for the Petitioner : MR. A K HUSSAIN, MR. B HUSSAIN

Advocate for the Respondent : GA, ASSAM, SC, FINANCE,SC, AG (A AND E)

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

11.03.2026

Heard Mr. A.K. Hussain, learned counsel for the petitioner.

- 2.** The grievance of the petitioner is that he had rendered his service under the Finance Department and subsequently superannuated, he has received his GPF, GIS, commutation of pension as well as regular monthly pension but he has not received his leave encashment, subsequently, he has filed representation which is remained pending.
- 3.** Issue notice returnable within four weeks.
- 4.** Ms. A. Borthakur, learned Standing Counsel, Finance Department appears

for the respondent Nos. 1, 2 and 5; Ms. S. Baruah, learned Government Advocate appears for the respondent Nos. 3 and 6 and Mr. B. Sarma, learned Standing Counsel, Accountant General appears for the respondent No.4.

5. Since the respondents are represented, notices are waived. However, extra copies be furnished within a period of one week from today.

6. Ms. A. Borthakur, learned Standing Counsel, Finance Department will obtain instructions as to why the leave encashment benefits has not been released to the petitioner.

7. Matter be listed after the returnable date.

8. Pendency of the writ petition shall not be a bar to dispose of the representation filed by the petitioner.

JUDGE

Comparing Assistant