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

Case No. : WP(C)/1322/2025

RUPAM BURAGOHAIN AND ANR.
S/O- MUNINDRA BURAGOHAIN,
R/O- VILL.- JORKATA KATHA GAON,
P.O.- JORKATA, P.S.- DHEMAJI,
DIST.- DHEMAJI, ASSAM,
PIN- 787058.

2: BHUKSHITA BHUYAN
W/O- DEEPAK CHUTIA

R/O- GARHMORA
P.O.- SISSIBORGAON

DIST.- DHEMAJI
ASSAM

PIN- 787110

VERSUS

THE STATE OF ASSAM AND 2 ORS.
THROUGH THE SECRETARY TO THE GOVT. OF ASSAM,
HIGHER EDUCATION DEPARTMENT,
DISPUR, GUWAHATI-06.

2:THE DIRECTOR OF HIGHER EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

3:THE SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF FINANCE
DISPUR
GUWAHATI-06

Advocate for the Petitioner : MR. I H SAIKIA, MR K KASHYAB,MR. K KALITA,MR. B BORAH

Advocate for the Respondent : SC, HIGHER EDU, SC, FINANCE DEPTT.

**BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN**

ORDER

Date : 10.03.2025

Heard Mr. I. H. Saikia, learned counsel for the petitioners. Also heard Mr. S. Das, learned Standing counsel, Higher Education Department for the respondent Nos. 1 & 2 and Mr. A. Chailha, learned Standing counsel, Finance Department for the respondent No.3.

This application under Article 226 of the Constitution of India, two petitioners, namely, 1. Rupam Buragohain 2. Bhukshita Bhuyan have prayed for issuing direction to the respondent authorities to upgrade the service of Assistant Librarian to Pay Band 3, by enhancing their pay scale not less than Rs. 22000-87000 and Grade pay of Rs. 10300/- which is being paid to the Head Assistants, if required by amending the Assam Service (ROP) Rules, 2017 with retrospective effect, i.e. w.e.f the date when the Head Assts. Were paid the said pay scale and Grade Pay.

Perused the petition and the documents placed on record.

Let notice be issued to the respondents, returnable in 4 (four) weeks.

However no formal notice is required to be issued, as all the respondents are represented by their Standing counsel, but extra requisite copies of the writ petition be furnished to them during the course of the day.

The learned Standing Counsel for the respondent Nos. 1, 2 & 3 shall obtain necessary instruction as to whether the draft Rule i.e. Annexure 13, at page No. 54, is notified or not by filing an affidavit on next returnable date.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant