

GAHC010050482024



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

Case No. : WP(C)/1418/2024

NIZARA THAKUR
WIFE OF LATE SIBA PRASAD THAKUR, RESIDENT OF ARUNDHATI
APARTMENT, JAYANTA NAGAR, GANESH MANDIR PATH, NEW GUWAHATI
TINIALI, NOONMATI, GUWAHATI- 781020, DISTRICT- KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HIGHER EDUCATION, DISPUR, GUWAHATI-06

2:THE ADDITIONAL SECRETARY TO THE GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
DISPUR
GUWAHATI-06

3:THE DIRECTOR OF HIGHER EDUCATION
KAHILIPARA
GUWAHATI-19

4:THE PRINCIPAL
DEBRAJ ROY COLLEGE
GOLAGHAT
PIN- 785621
ASSAM

5:THE ACCOUNTANT GENERAL
GOVERNMENT OF ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI
ASSAM

PIN- 78102

Advocate for the Petitioner : MRS. P BARMAN (BORKAKOTI)

Advocate for the Respondent : SC, HIGHER EDU

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

13.03.2024

Heard Mr. P Barman, learned counsel for the petitioner who submits that by filing this writ petition, the petitioner has challenged the Communication dated 03.03.2023 (Annexure-K) by which, the application of the petitioner for grant of family pension for the services rendered by her late husband as Lecturer has been declined, which otherwise according to the petitioner is admissible under the relevant provisions of the Assam College Employees (Provincialization) (Amendment Act), 2012.

Issue notice of motion returnable by 4 weeks. Mr. D Upamanuya, learned counsel appears and accepts notice on behalf of respondent Nos. 1, 2 & 3. Mr. R K Talukdar, learned counsel appears for respondent No. 5. Petitioner to take steps for service of notice upon the respondent No. 4 by registered post with A/D due. Petitioner to serve requisite extra copies of the writ petition to the learned counsels appearing today, if not already done.

List the matter again on 20.04.2024.

JUDGE

Comparing Assistant