

GAHC010052652017



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

Case No. : WP(C)/7325/2017

PUTUL GOGOI
S/O- LATE RATNESWAR GOGOI, R/O- VILL- TAMULICHINGA,
BHARALIGAON, P.S- TEOK, P.O- TEOK, PIN- 785682, DIST- JORHAT

VERSUS

THE CHAIRMAN, ASSAM STATE TRANSPORT CORP. and ORS
PALTAN BAZAR, GUWAHATI-8

2:THE ASSAM STATE TRANSPORT CORPORATION
REP. BY THE MANAGING DIRECTOR
ASTC
PALTANBAZAR
GUWAHATI-8

3:THE SENIOR DIVISIONAL SUPERINTENDENT
ASTC
JORHA

Advocate for the Petitioner : MR. J SARMAH,

Advocate for the Respondent : SC, A S T C,

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 24-03-2026

The matter was heard at length. However, the learned counsel for the parties are in

agreement that the manner in which the petitioner imposed with the penalty of removal from service, does not confirm to the principles of natural justice and accordingly, the order would mandate interference. The deliberation having come to the said position, the next issue that would arise here is as to the consequential benefits that would now be required to be authorized to the petitioner.

While Mr. J. Sarma, learned counsel for the petitioner has prayed that he was forcefully prevented from carrying on with his duties by the respondents and accordingly, entitled to full back wages.

Dr. A. Chamuah, learned standing counsel, ASTC submits that the petitioner not having worked and admittedly there being default on the part of the petitioner in misappropriating an amount, although the same was not established in the manner required, the petitioner has not highlighted in the present writ petition that he is not gainful employed. Accordingly, Dr. Chamuah submits that before this Court proceeds to quantify the amount in the matter, he may be permitted to take instructions in the matter.

Registry to list this matter again on 02-04-2026.

JUDGE

Comparing Assistant