

GAHC010053032025



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

Case No. : WP(C)/1454/2025

MOHAN SAIKIA

S/O- LATE LOHIT CHANDRA SAIKIA, R/O- STATION ROAD, WARD NO. 5,
GOALGHAT TOWN, P.O. AND P.S.- GOLAGHAT, DIST- GOLAGHAT, ASSAM,
PIN- 785621.

VERSUS

THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM AND 3
ORS.

HEALTH AND FAMILY WELFARE (A) DEPARTMENT, ASSAM SECRETARIAT,
DISPUR, GHY- 06.

2:THE ADDITIONAL CHIEF MEDICAL AND HEALTH OFFICER (FW)

GOLAGHAT
ASSAM

3:THE UNDER SECRETARY TO THE GOVT. OF ASSAM
FINANCE (EC-III) DEPARTMENT
DISPUR
GUWAHATI-6.

4:THE ACCOUNTANT GENERAL (A AND E)

ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI
DIST. KAMRUP METRO
ASSAM
PIN- 781029

Advocate for the Petitioner : MS. B DEVI, MS. S AHMED,MS. K A PUJARI

Advocate for the Respondent : SC, HEALTH, SC, AG,SC, FINANCE

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 17-03-2025

Heard Ms. K.A. Pujari, learned counsel for the writ petitioner.

Perused the averments made in the writ petition.

The writ petitioner has retired from service as SDM&HO on attaining the age of superannuation w.e.f. 31-05-2015. The grievance of the petitioner expressed in this writ petition is that owing to some departmental lapses an amount of Rs. 7,12,932/- as arrear salary and allowances payable to the petitioner pertaining to the period from 01-01-2013 to 28-02-2014 has not been released by the authorities till date. Hence, this writ petition.

Mr. D. Upamanu, learned standing counsel, H&FW Department, Assam has prayed for some time to obtain instruction in the matter.

Issue notice of motion returnable in 06 weeks.

Since Mr. Upamanu has accepted notice on behalf of respondent Nos. 1 & 2, Mr. P. Nayak, learned standing counsel, Finance for respondent No. 3 and Mr. R.K. Talukdar, learned sanding counsel, AG(A&E) for respondent No. 4, service of notice is deemed to be compete in this case.

Extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel.

Office to list this case by reflecting the names of learned counsel for the respondents in the cause list.

JUDGE

GS

Comparing Assistant