

GAHC010063482026



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

Case No. : WP(C)/1878/2026

SALIM UDDIN LASKAR
S/O- AMIR UDDIN LASKAR,
ARABIC TEACHER (ARTS), RAJGHAT M.E SCHOOL, CACHAR, VILLAGE-
ISLAMABAD (BHANGRAM), P.O- BHAGA BAZAR, DIST- CACHAR, ASSAM

VERSUS

THE STATE OF ASSAM AND OTHERS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI-06, ASSAM

2:THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF ASSAM
DEPARTMENT OF FINANCE
DISPUR
GUWAHATI-06
ASSAM

3:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

4:THE DISTRICT ELEMENTARY EDUCATION OFFICER
CACHAR
ASSAM

5:THE TREASURY OFFICER
CACHAR
ASSA

Advocate for the Petitioner : MR. H A LASKAR, MS S R MAZARBHUIYA,MR. A M
BARBHUIYA

Advocate for the Respondent : SC, ELEM. EDU, SC, FINANCE

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 01-04-2026

By filing this writ petition, the petitioner has prayed for a direction to the respondent authorities concerned to pay him the arrear salary amounting to Rs.8,40,101/- for the period w.e.f. 01.02.2007 to 29.02.2012 during which he was illegally kept out of service.

The petitioner along with others were terminated from service, vide order dated 08.02.2007 for not having been appointed through regular process. Challenge was made to the same before the Assam Administrative Tribunal, through Case No.40ATA/2010. The Tribunal, vide order dated 18.09.2010 interfered with the order of termination and reinstated them. However, as regards the arrear salary, the same was left to the wisdom of the Administrative Department. According to the petitioner, although he was reinstated into service but arrear salary has not been given to him. Hence, this writ petition.

Issue notice of motion, returnable by 4 (four) weeks.

Mr. PK Borah, learned Standing Counsel, Elementary Education Department accepts notice on behalf of respondent Nos. 1, 3 & 4 while Mr. RM Barooah, learned Standing Counsel, Finance Department accepts notice on behalf of respondent Nos. 2 & 5. Notice is therefore complete.

Petitioner to furnish requisite extra copies of the writ petition to the learned counsels appearing for the respondents today within 2 (two) days.

On the next date, learned counsels for the respondents shall obtain instructions, as to what decision has been taken by the Administrative Department regarding the payment of arrear salary of the petitioner. If any order has been passed, the same should be produced.

List the matter again on 13.05.2026.

JUDGE

Comparing Assistant