

GAHC010094432024



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

**Case No. : WP(C)/2532/2024**

BANAJIT DEKA AND 3 ORS  
S/O- LATE RAMCHARAN DEKA, R/O- SARUPETA, P.O. SARUPETA, P.S.  
PATACHARKUCHI, PIN- 781318, DIST.- BARPETA, ASSAM

2: GARIYASHI TAMULY  
D/O- DHRUBA JYOTI TAMULY  
R/O- GUWAHATI  
P.O. SACHIVALAYA  
P.S. DISPUR  
PIN- 781006  
DIST.- KAMRUP (M)  
ASSAM

3: BANASMITA BARMAN  
D/O- SASHI KANTA BARMAN  
R/O- GOPAL BAZAR  
P.S. NALBARI  
PIN- 781353  
DIST.- NALBARI  
ASSAM

4: BIKASH J. GHARPHALIA  
D/O- BINU CH. GHARPHALIA  
R/O- KODOMONI GAON  
P.O. CHABUA  
P.S. CHABUA  
PIN- 786184  
DIST.- KAMRUP  
ASSA

VERSUS

UNION OF INDIA AND 3 ORS  
THROUGH SECRETARY MINISTRY OF FINANCE DEPARTMENT OF

EXPENDITURE AT- NORTH BLOCK, NEW DELHI- 110001

2:INDIAN METEOROLOGICAL DEPARTMENT  
REPRESENTED THROUGH ITS DIRECTOR GENERAL OF METEOROLOGY AT-  
MAUSAM BHAVAN  
LODHI ROAD NEW DELHI- 110003

3:INDIAN COUNCIL OF AGRICULTURAL RESEARCH  
REPRESENTED THROUGH ITS DIRECTOR GENERAL  
AT- KRISHI ANUSANDHAN BHAVAN-I PUSA  
NEW DELHI- 110001

4:ASSAM AGRICULTURAL UNIVERSITY  
JORHAT REPRESENTED THROUGH ITS REGISTRAR JORHAT- 78501

**Advocate for the Petitioner** : MR S BORTHAKUR

**Advocate for the Respondent** : DY.S.G.I.

**BEFORE**  
**HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**  
**ORDER**

**Date : 17.05.2024**

Heard Mr. S. Borthakur, learned counsel for the petitioners and Mr. I. Borthakur, learned counsel for the respondent No. 4. None appears for the Union of India (respondent Nos. 1 to 3), despite of service of petition and name being reflected in the cause list.

Through this writ petition, the petitioner is challenging the impugned order dated 17.01.2024 and 22.02.2024, whereby the petitioners have been released/terminated from their respective services under Gramin Krishi Mausam Sewa Scheme.

Issue notice, returnable in three weeks.

Mr. I. Borthakur, learned counsel accepts notice on behalf of the respondent No.4. Extra copies be served within the course of the day. Extra

copies in respect of the respondent Nos. 1, 2 & 3 also be served in the office of the Central Government.

By referring to the order dated 22.02.2024 passed by the High Court of Orissa in WP(C) 3875/2024 in the case of *Debasish Jena and Others vs. Union of India*, Mr. S. Borthakur, learned counsel for the petitioner submits that the issue involves therein squarely covers the issue in hand and accordingly seeks similar interim measure as has been passed by the High Court of Orissa.

It appears that discontinuation of the subject scheme is under challenge before the High Court of Orissa and also before the High Courts of Delhi, Mumbai, Karnataka and Madhya Pradesh. It appears that the petitioners herein, similar situation, have obtained interim measures from the aforesaid High Courts to the effect that the petitioners shall not be disengaged from service till the next date.

It further appears that pursuant to the interim order granted by the various High Courts, the respondent Director General of Metrology, by the letter dated 27.03.2024 has allowed the petitioners therein to continue their services under the subject scheme, as per existing terms and conditions until further orders.

In view of the above, as an interim measure, it is directed that the petitioners, if not yet disengaged, shall not be disengaged from service till the next date.

List this matter after three weeks on a date to be fixed by the Registry.

**JUDGE**

**Comparing Assistant**