

GAHC010099602026



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

**Case No. : I.A.(Civil)/1748/2026**

BIMAL PAYENG  
SON OF LATE PURNA KANTA PAYENG, RESIDENT OF PRAGATI  
APARTMENT, LAKHIMI PATH, BELTOLA, P.O- BELTOLA, DISTRICT-  
KAMRUP (M), ASSAM.

VERSUS

1: THE STATE OF ASSAM AND 6 ORS. REPRESENTED BY THE PRINCIPAL  
SECRETARY TO THE GOVERNMENT OF ASSAM, FINANCE DEPARTMENT,  
DISPUR, GUWAHATI-6.

2: THE ADDITIONAL CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM  
PENSION AND PUBLIC GRIEVANCE DEPARTMENT DISPUR GUWAHATI-6.

3: THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF  
ASSAM PENSION AND PUBLIC GRIEVANCE DEPARTMENT DISPUR  
GUWAHATI-6

4: THE DIRECTOR OF PENSION  
HOUSEFED COMPLEX DISPUR GUWAHATI-6

5: THE SECRETARY TO THE GOVERNMENT OF ASSAM AND DIRECTOR OF  
FINANCIAL INSPECTIONS ASSAM DISPUR GUWAHATI-6.

6: THE DEPUTY SECRETARY PENSION AND PUBLIC GRIEVANCE  
DEPARTMENT -CUM- ENQUIRY OFFICER DISPUR GUWAHATI- 6

7: THE DEPUTY INSPECTOR OF SCHOOLS  
BARPETA P.O AND DISTRICT- BARPETA PIN- 781301

**For the Applicant(s)** : Mr. B. Sinha, Advocate.  
: Mr. H.I. Choudhury, Advocate.

**For the Respondent(s)** : Mr. R. Borpujari, Standing Counsel, Finance Department for respondent Nos.1 & 5.  
: Mrs. S. Sarma, Junior Government Advocate, Assam for respondent Nos.2, 3, 4 & 6.  
: Mr. N.J. Khataniar, Standing Counsel, Department of School for respondent No.7.

**- B E F O R E -**

**HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR  
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY**

**03.06.2026**

*(Ashutosh Kumar, CJ)*

This Interlocutory Application has been filed by the applicant/appellant seeking condonation of the delay of 936 days in preferring the connected writ appeal against the judgment dated 26.09.2023 passed by a learned Single Judge of this Court in WP(C) No.729/2022.

We have heard Mr. B. Sinha, learned Advocate for the applicant/appellant.

Issue notice to the respondents.

Mr. R. Borpujari, learned Standing Counsel, Finance Department accepts notice on behalf of the respondent Nos.1 & 5; Mrs. S. Sarma, learned Junior Government Advocate, Assam accepts notice on behalf of the respondent Nos.2, 3, 4 & 6 and Mr. N.J. Khataniar, Standing Counsel, Department of School Education accepts notice on behalf of the respondent No.7.

Service is, therefore, complete.

In case it is deemed necessary for the respondents to file any affidavit-in-opposition with respect to such prayer for condonation of delay, that may be done on or before the next date.

Re-notify on **24.07.2026**.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**