

GAHC010259492024



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

Case No. : WP(C)/6598/2024

AMULYA NATH SARMA
S/O LATE SURENDRA NATH SARMA, R/O PALLA ROAD, SIMALIYA,
KHATARUPIABATHAN, NALBARI, DIST-NALBARI, PIN NO. 781306, DIST-
KAMRUP METRO, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVERNMENT
OF ASSAM, HANDLOOM TEXTILE AND SERICULTURE, ASSAM
SECRETARIATE, DISPUR, GUWAHATI-06

2:THE MANAGING DIRECTOR
ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

3:THE CHAIRMAN
ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

4:THE ACCOUNTS WING
HEAD OFFICE
ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-0

Advocate for the Petitioner : MR B HAZARIKA,

Advocate for the Respondent : SC, HANDLOOM, TEXTILE AND SERICULTURE,

Linked Case : WP(C)/4269/2025

KHAIRUL HUSSAIN
C/O- LATE HYDOR ALI
R/O- AGMC LTD.
LAMB ROAD
GUWAHATI
PIN- 781001
DIST. KAMRUP METRO.
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
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GOVERNMENT OF ASSAM
HANDLOOM TEXTILE AND SERICULTURE
ASSAM SECRETARIAT
DISPUR
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G.N.B. ROAD
AMBARI
GUWAHATI-01.

Advocate for : MR B HAZARIKA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/6643/2024

BAPUKAN TALUKDAR
C/O- LATE KAMALA TALUKDAR
R/O- NIZ BAHJANI
NALBARI
PIN- 781335
DIST. NALBARI
ASSAM

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THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY
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ASSAM SECRETARIAT
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G.N.B. ROAD
AMBARI
GUWAHATI-01.

Advocate for : MR B HAZARIKA
Advocate for : SC

HANDLOOM AND TEXTILE appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/4381/2025

SMTI GEETA DAS GOHAIN
R/O- BAKUL TAL
KRISHNA MANDIR
KALYAN NAGAR
KANAKLOTA ROAD
MALIGAON
GUWAHATI
PIN- 781011
DIST. KAMRUP METRO
ASSAM

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HANDLOOM TEXTILE AND SERICULTURE
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AMBARI
GUWAHATI-01.

4:THE ACCOUNTS WING
HEAD OFFICE
ASSAM GOVERNMENT UNDERTAKING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01.

Advocate for : MR B HAZARIKA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/6657/2024

MINU SAIKIA
C/O SHRI LILA SAIKIA
RESIDENT OF HOUSE NO. 04
CHOONCHALI ROAD
NOONMATI SECTOR 1
P.S. NOONMATI
P.O. NOONMATI
PIN NO. 781020 DISTRICT- KAMRUP METRO
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVERNMENT
OF ASSAM
HANDLOOM TEXTILE AND SERICULTURE
ASSAM SECRETARIATE
DISPUR
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ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

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HEAD OFFICE
ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

Advocate for : MR B HAZARIKA

Advocate for : SC

HANDLOOM

TEXTILE AND SERICULTURE appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/304/2025

PRAFULLA BORO

C/O- LATE RATNESWAR BORO

RESIDENT OF DIGHELI

TIHU

PIN NO. 781371

DISTRICT- BAKSA

ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS

REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVERNMENT
OF ASSAM

HANDLOOM TEXTILE AND SERICULTURE

ASSAM SECRETARIATE

DISPUR

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GUWAHATI-01

4:THE ACCOUNTS WING

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ASSAM GOVERNMENT MARKETING CORPORATION LTD

G.N.B. ROAD

AMBARI

GUWAHATI-01

Advocate for : MR B HAZARIKA

Advocate for : SC
HANDLOOM AND TEXTILE appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/6597/2024

JNANENDRA KUMAR KALITA
S/O LATE PRASANNA KALITA
R/O HOUSE NO. 2 KANCHAN NAGAR
SOONCHALI
P.S.-NOONAMTI
P.O.-NOONMATI
PIN NO. 781020
DIST- KAMRUP METRO
ASSAM

VERSUS

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REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVERNMENT
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GUWAHATI-01

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ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

4:THE ACCOUNTS WING
HEAD OFFICE
ASSAM GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

Advocate for : MR B HAZARIKA

Advocate for : SC
HANDLOOM
TEXTILE AND SERICULTURE appearing for THE STATE OF ASSAM AND 3 ORS

Linked Case : WP(C)/2965/2025

SHRI BHUBANESWAR KALITA
S/O- LATE NABIN KALITA

R/O- PANDU NATH

P.O- PANDU

P.S- JALUKBARI
PIN-781012
KAMRUP (M)
ASSAM

VERSUS

THE STATE OF ASSAM AND ORS
REP. BY THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF ASSAM
HANDLOOM TEXTILE AND SERICULTURE
DISPUR
GUWAHATI-06

2:THE MANAGING DIRECTOR
ASSAM GOVT. MARKETING CORPORATION LTD
GNB ROAD AMBARI
GUWAHATI-01

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ASSAM GOVT. MARKETING CORPORATION LTD
GNB ROAD AMBARI
GUWAHATI-01

4:THE ACCOUNTS WING
HEAD OFFICE
ASSAM GOVT. MARKETING CORPORATION LTD
GNB ROAD AMBARI
GUWAHATI-01

Advocate for : MR B HAZARIKA
Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND ORS

Linked Case : WP(C)/4502/2025

TULYA KANTA NATH
S/O- LATE HOM RAM NATH
R/O- BIRAH BEBEJIA
PO- BEBEJIA
PIN- 782142
DIST- NAGAON
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY GOVT OF ASSAM
HANDLOOM TEXTILE AND SERICULTURE
ASSAM SECRETARIAT
DISPUR
GUWAHATI- 06

2:THE MANAGING DIRECTOR

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GUWAHATI-01.

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ASSAM GOVERNMENT MARKETING CORPORATION LTD. G.N.B. ROAD
AMBARI
GUWAHATI-01.

4:THE ACCOUNTS WING
HEAD OFFICE
ASSAM
GOVERNMENT MARKETING CORPORATION LTD.
G.N.B. ROAD
AMBARI
GUWAHATI-01

Advocate for : MR B HAZARIKA

Advocate for : SC

HANDLOOM

TEXTILE AND SERICULTURE appearing for THE STATE OF ASSAM AND 3

ORS.

Linked Case : WP(C)/4202/2025

SMTI. KHADIJA BEGUM
C/O- LATE MD. MAKIBAR RAHMAN
R/O- VILL 2 NO. BOBOK
P.S- RANGIA
P.O- BOBOK
PIN- 781380
DIST- KAMRUP
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REP BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
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ASSAM SECRETARIAT
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2:THE MANAGING DIRECTOR
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GUWAHATI-01

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G.N.B. ROAD
AMBARI
GUWAHATI-01

Advocate for : S HAZARIKA
Advocate for : SC

HANDLOOM
TEXTILE AND SERICULTURE appearing for THE STATE OF ASSAM AND 3
ORS.

BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

15.07.2026

Heard Mr. B Hazarika, learned counsel for the petitioners. Also heard Mr. R Dhar, learned Standing counsel, Handloom and Textile Department as well as Assam Government Marketing Corporation Limited for the respondents.

2. It appears that, except in WP(C) No. 6598/2024, affidavits-in-opposition have been filed by the respondents in the remaining writ petitions.

3. The claim of the petitioners towards arrear salary, gratuity and leave encashment benefits is not in dispute. The stand taken by the respondent Corporation is that, owing to the non-availability of funds, the aforesaid dues could not be released.

4. Mr. R. Dhar, learned counsel appearing for the respondents, fairly submits that in respect of similarly situated employees, namely, Pratul Kumar Goswami, Ananta Kumar Das and Haridev Choudhury, this Court had earlier passed orders in WP(C) No. 3357/2023, WP(C) No. 3374/2023 and WP(C) No. 3353/2023. Pursuant to the said directions, the Department made available the requisite funds, whereafter the aforesaid writ petitions were disposed of with directions to the respondent authorities to release the arrear salary in two installments within the time stipulated by this Court.

5. Mr. Dhar further submits that, before a similar order is passed in the present writ petitions, the respondents may be granted a short accommodation to

pursue the matter with the concerned Department and the Corporation, so as to place appropriate instructions before this Court to facilitate final disposal of the cases.

6. This Court is conscious of the fact that the petitioners have been deprived of their legitimate dues despite having rendered service for several years. Nevertheless, by way of a final opportunity, the respondent Corporation and the concerned Department are directed to examine the grievances of the petitioners and place before this Court a concrete proposal indicating the manner and the specific timeline within which the entire outstanding dues, including arrear salary, gratuity and leave encashment benefits, shall be released.

7. The aforesaid instructions shall be placed on record positively on or before the next date fixed.

8. List these matters on **21.08.2026**.

9. It is made clear that in the event the directions contained herein are not complied with and the requisite instructions are not placed before this Court by the next date of listing, this Court shall be constrained to pass appropriate orders in accordance with law, including directing the personal appearance of the officers responsible for the default.

JUDGE

Comparing Assistant