

GAHC010105082026



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

**Case No. : WP(C)/2872/2026**

SI/GD SADANANDA SAHOO AND 59 ORS  
S/O- CHAKRADHAR SAHOO FORCE NO. 891260736 PRESENT UNIT-129 BN  
W.E.F. 23/10/2021 TO TILL DATE

2: CTGD KOUSIK HATI

S/O- SHOVIKAR HATI FORCE NO. 105314325 PRESENT UNIT-132 BN PAST  
UNIT-129 BN W.E.F. 30/07/2018 TO 25/09/2023

3: HCGD SHISHUPAL KAKODIYA  
S/O- HIKMAT KAKODIYA FORCE NO. 041642175 PRESENT UNIT- 151 BN  
PAST UNIT-129 BN W.E.F. 19/09/18 TO 04/05/2023

4: ASIGD SANJAY KUMAR  
S/O- SHRI OM PRAKASH SHARMA FORCE NO. 001373131 PRESENT UNIT-  
129 BN W.E.F. 07/01/2022 TO TILL DATE

5: HCGD BENAM SINGH  
S/O- KUNWAR PAL FORCE NO. 031484874 PRESENT UNIT- 53BN PAST UNIT-  
129 BN W.E.F. 11/12/2020 TO 19/05/2025

6: CTGD AWADHESH KUMAR MISHRA  
S/O- SHYAM NARAYAN FORCE NO. 953010016 PRESENT UNIT-129 BN  
W.E.F. 19/11/2021 TO TILL DATE

7: ASIGD BABOL PRASAD  
S/O- LATE SHRI DUKHRAN FORCE NO. 951180397 PRESENT UNIT- 230 BN  
PAST UNIT-129 BN W.E.F. 17/08/2019 TO 10/06/2024

8: CTCOOK GYAJEET  
S/O- BHURE SINGH FORCE NO. 135280917 PRESENT UNIT- 84 BN PAST  
UNIT-129 BN W.E.F. 01/02/2018 TO 01/11/2022

9: CTGD RAJAN TIWARI

S/O- LET RAMJEE TIWARI FORCE NO. 085192547 PRESENT UNIT- 114  
BNPAST UNIT-129 BN W.E.F. 19-12-2020 TO 19-05-2025

10: CTGD BIRENDRA SINGH  
S/O- DIGREE SINGH FORCE NO. 105171944 PRESENT UNIT- GC/MZR PAST  
UNIT-129 BN W.E.F. 14/11/2018 TO 13/04/2023

11: CTGD SUNNY SHARMA  
S/O-SURAJ SHARMA FORCE NO. 115072511 PRESENT UNIT-129 BN W.E.F.  
11/12/2021 TO TILL DATE

12: SIGD AMRESH PAL  
S/O-LATE SHRI SUKHBIR SINGH FORCE NO. 903073972 PRESENT UNIT-129  
BN W.E.F. 01/02/2022 TO TILL DATE

13: CTGD PRADEEP KUMAR  
S/O- SHRI RAM PARTAP FORCE NO. 155111675 PRESENT NNIT-129 BN  
W.E.F. 02/10/21 TO TILL DATE

14: ASIGD HAVALDAR SINGH GURJAR  
S/O- SHRI MAHABEER SINGH GURJAR FORCE NO. 005222215 PRESENT  
UNIT-129BN W.E.F. 26/11/2021 TO TILL DATE

15: HCGD BHAIRAB THAKURIA  
S/O- BHUPEN THAKURIA FORCE NO. 041665479 PRESENT UNIT-129 BN  
W.E.F. 27/05/2023 TO TILL DATE

16: CTGD KARAN RAJ  
S/O- SHRI HARBANS LAL FORCE NO. 115343283 PRESENT UNIT-129 BN  
W.E.F. 27/11/21 TO TILL DATE

17: CTGD RUPAM CH ROY  
S/O- NAKUL CH. ROY FORCE NO. 175133772 PRESENT UNIT-129 BN W.E.F.  
08/10/2022 TO TILL DATE

18: HCGD PRADIP GHOSH

S/O- PROBHAT GHOSH FORCE NO. 041568555 PRESENT UNIT-129 BN W.E.F.  
13/10/2021 TO TILL DATE

19: HCGD KRISHNA KUMAR PANDEY  
S/O- LATE RAJDEV PANDEY FORCE NO. 045023943 PAST UNIT-129 BN  
W.E.F. 23/11/2021 TO TILL DATE

20: CTGD SUBASH KUMAR  
S/O- LATE LAKSHMI PRASAD YADAV FORCE NO- 135024262 PAST UNIT-  
129 BN W.E.F. 07/09/2022 TO TILL DATE

21: CTGD PANKAJ KUMAR TIWARI  
S/O- LATE PARASNATH TIWARI FORCE NO- 085203521 PRESENT UNIT- 126  
BN PAST UNIT-129 BN W.E.F. 03/10/2018 TO 20/06/2023

22: CTGD HANSPAL  
S/O- ISHWAR SINGH FORCE NO. 155110339 PRESENT UNIT- 111 BN PAST  
UNIT-129 BN W.E.F. 27/12/2020 TO 02/05/2025

23: HCGD KATHROTIYA KALPESH BHAI  
S/O- SHAMAL BHAI FORCE NO. 055121563 PRESENT UNIT-129 BN W.E.F.  
26/11/2021 TO TILL DATE

24: ASIGD VIJAY KUMAR SAHU  
S/O-LATE HIRA LAL SAHU FORCE NO. 931171634 PRESENT UNIT- 36  
BNPAST UNIT-129 BN W.E.F. 13/01/2021 TO 23/05/2025

25: ASIGD KATKADE MANOHAR GANPATRAO  
S/O- GANPATRAO KATKADE FORCE NO. 931150823 PRESENT UNIT- 09  
BNPAST UNIT-129 BN W.E.F 16/07/2018 TO 12/7/2023

26: CTGD JANAK BASUMATARY  
S/O- DANDA BASUMATARY FORCE NO. 175132222 PRESENT UNIT-129 BN  
W.E.F. 10/09/2022 TO TILL DATE

27: ASIGD LAL SINGH  
S/O- LATE RABOODE LAL FORCE NO- 920480685 PRESENT UNIT- 115  
BNPAST UNIT-129 BN W.E.F. 21/5/2021 TO 20 /12/2023

28: CTGD NIDHIR MANDAL  
S/O- PARIMAL MANDAL FORCE NO. 095311574 PRESENT UNIT-225 BNPAST  
UNIT-129 BN W.E.F. 01/12/2018 TO 01/04/2023

29: ASIGD GOPAL PRASAD SHARMA  
S/O- BABU LAL SHARMA FORCE NO. 920750539 PRESENT UNIT- 133 BN  
PAST UNIT-129 BN W.E.F. 14/01/2021 TO 30/05/2025

30: CTGD SUDHEER KUMAR  
S/O- LATE SHYAM LAL FORCE NO. 095360156 PRESENT UNIT-  
GC/KATHGODAM PAST UNIT-129 BN W.E.F. 01/04/2021 TO 25/04/2025

31: ASIGD DEVENDRA SINGH GOYAL  
S/O- SHRI SITSRAM GOYAL FORCE NO. 971111274 PRESENT UNIT- 211  
BNPAST UNIT-129 BN W.E.F. 21/07/2018 TO 13-20/04/2023

32: CTGD SHADAB KHAN  
S/O- SALAHUDDIN KHAN FORCE NO. 105021871 PRESENT UNIT- 70 BN  
PAST UNIT-129 BN W.E.F. 28/06/2018 TO 14/09/2022

- 33: CTGD SUNIL KUMAR  
S/O- HARE RAM SINGH FORCE NO. 105206034 PRESENT UNIT-70 BN PAST  
UNIT-129 BN W.E.F. 01/08/2017 TO 01/09/2022
- 34: CTGD AJIT KUMAR KUJUR  
S/O- BODO KUJUR FORCE NO. 115323442 PRESENT UNIT-162 BN PAST  
UNIT-129 BN W.E.F. 01/06/2018 TO 01/08/2022
- 35: CTGD SAIBAR RAHMAN  
S/O- BILLAL HUSSAIN FORCE NO. 175092934 PRESENT UNIT-129 BN W.E.F.  
26/04/2023 TO TILL DATE
- 36: CTGD DURGESHWAR NAND SARASWATI  
S/O- BODHAN SINGH DHRUW FORCE NO. 115323157 PRESENT UNIT-70 BN  
PAST UNIT-129 BN W.E.F. 01/12/2017 TO 01/09/2022
- 37: CTGD MOKLEJUR RAHMAN  
S/O- ABUL HUSSAIN FORCE NO. 175332186 PRESENT UNIT-129 BN W.E.F.  
08/09/2022 TILL DATE
- 38: CTCOB SANAT KUMAR GHOSH  
S/O- KHITISH GHOSH FORCE NO. 075310457 PRESENT UNIT-129 BN W.E.F.  
29/03/2023 TILL DATE
- 39: CTGD DINO GOYARY  
S/O- RABI GOYARY FORCE NO. 175352365 PRESENT UNIT- 129 BN W.E.F.  
22/08/2022 TO TILL DATE
- 40: HCGD ANUP THAPA  
S/O- MADHUKAR THAPA FORCE NO- 061771245 PRESENT UNIT- 243 BN  
PAST UNIT-129 BN W.E.F. 09/11/2020 TO 24/05/25
- 41: CTWC SAIFUL ISLAM  
S/O-SUJAN ALI FORCE NO- 135095801 PAST UNIT-129 BN W.E.F 15/10/2022  
TO TILL DATE
- 42: CTGD DHIRAJ RAY  
S/O- DAKSHINA ROY FORCE NO- 075103774 PRESENT UNIT-129 BN W.E.F.  
01/09/2022 TO TILL DATE
- 43: HCGD SANDEEP KUMAR GOUTAM  
HC/GD SANDEEP KUMAR GOUTAM
- 44: ASIMMV KORACHA PRAHALADA  
S/O-K. ANJINAPPA FORCE NO- 913098987 PRESENT UNIT-129 BN W.E.F.  
12/07/2021 TO TILL DATE
- 45: HCGD BHASKAR MAHATA

S/O- LATE SISIR MAHATA FORCE NO- 065105302 PRESENT UNIT-129 BN  
W.E.F. 14/12/2021 TO TILL DATE

46: ASIGD RAJEEW KUMAR RAI  
S/O-SHRI VIRENDRA NATH RAI FORCE NO- 105021639 PRESENT UNIT- 106  
RAFPAST UNIT-129 BN W.E.F. 17/08/2016 TO 05/12/2021

47: HCGD MD SARBAR ALAM  
S/O- MD AKHTAR HUSSAIN FORCE NO- 065204639 PRESENT UNIT-129 BN  
W.E.F. 13/10/2021 TO TILL DATE

48: CTGD SADDAM HOSSAIN  
S/O- ANARUL ISLAM FORCE NO- 175223717 PRESENT UNIT-129 BN W.E.F.  
26/12/ 2021 TO TILL DATE

49: ASIGD SAMIR DEBNATH  
S/O- LATE HARIPADA DEBNATH FORCE NO- 991242026 PRESENT UNIT-129  
BN W.E.F. 19/11/ 2021 TO TILL DATE

50: CTGD HRUSIKESH SAHOO  
S/O- BHIKARI SAHOO FORCE NO- 115042684 PRESENT UNIT-129 BN W.E.F.  
14/12/2021 TO TILL DATE

51: CTGD NARESH KUMAR CHAUDHARI  
S/O- LALAN SAHNI FORCE NO- 085192431 PRESENT UNIT-GC/RAMPUR  
PAST UNIT-129 BN W.E.F. 06/06/2021 TO 01/05/2025

52: CTGD SAMINUR ISLAM  
S/O- DEWAN ALI FORCE NO- 115136733 PRESENT UNIT-129 BN W.E.F  
10/12/2022 TO TILL DATE

53: CTGD ASADUL HAQUE  
S/O- MAFIJAL HAQUE FORCE NO- 115318324 PRESENT UNIT-129 BN W.E.F.  
08/10/2022 TO TILL DATE

54: CTGD VARUN KUMAR THAKUR  
S/O- JAYRAM THAKUR FORCE NO- 110114242 PRESENT UNIT-129 BN W.E.F.  
27/11/2021 TO TILL DATE

55: HCGD MUNNA GOUR  
S/O- LATE BAIJNATH GOUR FORCE NO- 060874959 PRESENT UNIT-129 BN  
W.E.F. 21/12/2021 TO TILL DATE

56: HCGD NIRANJAN RAY  
S/O- ABHINANDAN RAY FORCE NO- 065133074 PRESENT UNIT-129 BN  
W.E.F. 06/09/2022 TO TILL DATE

57: HCGD RANJIT KUMAR BASUMATARY

S/O- LATE DARENDRA BASUMATARY FORCE NO- 055130624 PRESENT  
UNIT-129 BN W.E.F. 30/11/2021 TO TILL DATE

58: HCGD LITON GHOSH

S/O- LATE MANTU GHOSH FORCE NO- 041575578 PRESENT UNIT-129 BN  
W.E.F. 11/12/2021 TO TILL DATE

59: CTGD SHAMSHER SINGH

S/O- JOGINDER LAL FORCE NO- 065348312 PRESENT UNIT-71 BN PAST  
UNIT-129 BN W.E.F. 08/10/2020 TO 26/04/2025

60: HCDVR GOPAL KUMAR JHA

S/O- SHRI BRAJESHWAR JHA FORCE NO- 015105239 PRESENT UNIT-71 BN  
PAST UNIT-129 BN W.E.F. 28/08/2022 TO TILL DATE ADDRESS OF  
COMMUNICATION OF ALL THE PETITIONERS- C/O- OFFICE OF THE  
DIRECTOR GENERAL  
CENTRAL RESERVE POLICE FORCE CRPF  
CGO COM

VERSUS

THE UNION OF INDIA AND 5 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,  
MINISTRY OF HOME AFFAIRS, NEW DELHI- 110001.

2: THE DIRECTOR GENERAL  
CENTRAL RESERVE POLICE FORCE CRPF  
CGO COMPLEX  
LODHI ROAD  
NEW DELHI- 110003

3: THE INSPECTOR GENERAL OF POLICE  
NORTH EASTERN SECTOR  
CENTRAL RESERVE POLICE FORCE CRPF  
SHILLONG  
MEGHALAYA  
PIN 793001

4: THE DEPUTY INSPECTOR GENERAL OF POLICE  
CENTRAL RESERVE POLICE FORCE CRPF  
ADMINISTRATION DIRECTORATE  
CGO COMPLEX  
LODHI ROAD  
NEW DELHI- 110003.

5: THE DEPUTY INSPECTOR GENERAL OF POLICE  
CENTRAL RESERVE POLICE FORCE CRPF  
MOKAMA GHAT

PATNA  
BIHAR  
PIN803303.

6:THE COMMANDANT 129 BATTALION CENTRAL RESERVE POLICE FORCE  
BHOTGAON  
KOKRAHJAR  
ASSAM  
PIN 783370

**Advocate for the Petitioner** : MD. S ALOM, MR. M S ALAM,MS. A BEGUM

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

**ORDER**

**03.06.2026**

Heard Md. S. Alom, learned counsel for the petitioner.

**2.** The petitioners are aggrieved that the Risk and Hardship (R & H) Allowance paid to the petitioners for the period from February, 2019 or since their date of joining (who joined after February, 2019) to June, 2025 has been sought to be recovered by the Respondent Authorities vide the order dated 22.05.2025 on the ground that excess amounts had been released. The petitioners are all employees of CRPF serving in various Battalions or Units. While they were serving in Assam as a part of the 129 Battalion, CRPF, the benefits of Risk and Hardship (R & H) Allowance for the period from February, 2019 to June, 2025 was released to them, which now sought to be recovered by the impugned order dated 22.05.2025 on the ground that excess amounts were paid.

**3.** Learned counsel for the petitioners has referred to a judgment passed by a Coordinate Bench of this Court in WP(C) No. 2828/2023 and other connected writ petitions which were disposed of vide the order dated 22.05.2024 wherein the claims of the petitioners therein were allowed and the recovery sought to be made was interfered with by placing reliance on the judgment of the Apex Court in the case of *State of Punjab & Others Vs. Rafiq Masih (White Washer) & Others* reported in *(2015) 4 SCC 334*.

**4.** Mr. B. Chakravarty, learned CGC on the other hand submits on instruction(s) that the Union of India has preferred an Intra-Court Appeal in I.A. (Civil) No. 2443/2025 and the matter is presently under consideration before the Division Bench of this Court on the prayers for condonation of delay. It is submitted that the matter is still pending and no final orders have been passed.

**5.** Taking into consideration the submissions made by the respective counsels, this Court is of the view that at this stage notices be issued.

**6.** Accordingly, issue Notice, returnable by 4 (four) weeks.

**7.** Since Mr. B. Chakravarty, learned CGC appears on behalf of all the respondents and accepts notice, Notices are waived.

**8.** Extra copies of the writ petition be furnished within a period of 1 (one) week from today.

**9.** The counsels for both the parties are at liberty to intimate this Court about further orders being passed by the Division Bench in I.A. (Civil) No. 2443/2025.

**10.** Until further orders, the impugned recovery sought to be made vide the communication dated 22.05.2025 (Annexure-4 to the writ petition) shall remain stayed.

**11.** In the meantime, respondents are permitted to complete their instruction(s) and file necessary affidavit.

**JUDGE**

**Comparing Assistant**