

GAHC010110102016



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

Case No. : WP(C)/2347/2016

BIKALANGA KALYAN KENDRA
POHUMORIA, P.O. and P.S. PANIGAON, REP. BY ITS SECY., SMT. ANIMA
GOGOI, W/O BABUL BARHOL, R/O PANIGAON, P.O. PANIGAON, DIST-
LAKHIMPUR, ASSAM

VERSUS

THE UNION OF INDIA and 5 ORS
REP. BY THE SECY., MINISTRY OF WOMEN AND CHILD DEVEL. CENTRAL
PROJECT SUPPORT UNIT, ROOM NO.310, A-WING, SHASTRI BHAWAN, NEW
DELHI-1

2:THE STATE OF ASSAM
REP. BY THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM
SOCIAL WELFARE DEPTT.
DISPUR
GHY-6

3:THE DIRECTOR OF SOCIAL WELFARE DEPTT.
GOVT. OF ASSAM
UZAN BAZAR
GHY-1
DIST- KAMRUP METRO
ASSAM

4:THE MEMBER SECY.

STATE CHILD PROTECTION SOCIETY
ASSAM
46
1ST FLOOR
SURVEY BUS STOP

BELTOLA ROAD
GHY-28

5:THE DY. COMMISSIONER
LAKHIMPUR AND CHAIRPERSON
DISTRICT CHILD PROTECTION UNIT
LAKHIMPUR
PIN-787001

6:THE DISTRICT CHILD PROTECTION OFFICER
LAKHIMPUR
NORTH LAKHIMPUR
ASSAM
PIN-78700

Advocate for the petitioner(s): Mr. NK Kalita

Advocate for the respondent(s): Mr. BJ Talukdar, Senior Advocate
Mr. PK Medhi

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH

ORDER

27.02.2026

Heard Mr. NK Kalita, the learned counsel appearing on behalf of the petitioner. I have also heard Mr. BJ Talukdar, the learned Senior Counsel assisted by Mr.PK Medhi, the learned counsel, who appears on behalf of the State respondents.

2. The petitioners herein are aggrieved by the action of the part of the respondent authorities for not releasing the financial grant to the petitioner

Society/Childrens' Home as per the Integrated Child Protection Scheme (ICPS) guidelines amounting to Rs.42,29,100/- for the period from 01.07.2012 to 01.12.2014 with a further direction upon the respondent Nos.1 and 2 to constitute an Enquiry Committee to enquire into the matter regarding existence of two Children Home in the name of Bikalanga Kalyan Kendra Pohumoria, Lakhimpur and the approval by the meeting of the Project Approval Board under the ICPS for release of grant in the name of two Childrens' Home.

3. It is seen from the affidavit-in-opposition filed by the Director of Social Welfare, wherein it is mentioned that though the Central Government has already sanctioned a total amount of Rs.10,80,00,000/- to run the ICPS project in the State for the financial year 2013-14, but the State Government has released only an amount of Rs.6,24,56,000/- in installments. It is also seen that for the financial year 2014-15, the Central Government has sanctioned an amount of Rs.10,00,00,000/-, but the State Government has only released an amount of Rs.6,83,98,000/-.

4. It, therefore, appears from the affidavit so filed by the Director of Social Welfare that the State Government has not been releasing certain funds which the Central Government has already sanctioned.

5. Taking into account the very stand of the respondent No.3, this Court is of the opinion that the Commissioner and Secretary to the Govt. of Assam, Social Welfare Department has to respond as to why the amount which has been sanctioned by the Central Government has not made way to run the ICPS project in the State by allotting the funds which has been sanctioned by the Central Government.

6. Taking into account that the instant writ petition is decade old, the affidavit

be filed by the respondent No.2 on or before 23.03.2026.

7. List this matter again on 25.03.2026 for an update.

JUDGE

Comparing Assistant