

GAHC010127882025



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

**Case No. : WP(C)/3350/2025**

HEMEN DAS  
S/O- ADHAR CHANDRA DAS,  
VILL- ISHAPUR HATI, P.O- GANAKKUCHI, P.S- BARPETA, DIST- BARPETA,  
ASSAM, PIN-781314

VERSUS

THE STATE OF ASSAM AND ORS  
REP BY THE SECRETARY, DEPARTMENT OF HIGHER EDUCATION, GOVT  
OF ASSAM, DISPUR, GUWAHATI-06

2:THE SECRETARY

DEPARTMENT OF FINANCE  
GOVT OF ASSAM  
DISPUR  
GUWAHATI-06

3:THE JOINT SECRETARY  
DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT  
GOVT OF ASSAM  
DISPUR  
GUWAHATI-06

4:THE JOINT SECRETARY

DEPARTMENT OF HIGHER EDUCATION  
GOVT OF ASSAM  
DISPUR  
GUWAHATI-06

5:THE DIRECTOR OF HIGHER EDUCATION

KAHILIPARA  
GUWAHATI-19

6:STATE LEVEL POLICE RECRUITMENT BOARD  
ASSAM  
REP. BY ITS CHAIRMAN  
REHABARI  
GUWAHATI-08

7:THE PRINCIPAL  
B P CHALIHA COLLEGE  
NAGARBERA  
KAMRUP RURAL  
ASSAM  
PIN-781127

8:THE PRINCIPAL  
MADHAB CHAUDHURY COLLEGE BARPETA  
ASSAM  
PIN-78130

**Advocate for the Petitioner** : MR SAJAN DIFUSA, MR P J DAS,MR S DIFUSA,MS. J HAZARIKA,MR M CHOUDHURY

**Advocate for the Respondent** : SC, HIGHER EDU, SC, SOCIAL JUSTICE AND EMPOWERMENT,SC, FINANCE

**BEFORE**

**HON'BLE MR. JUSTICE NELSON SAILO**

**18.06.2025**

Heard Mr. M. Choudhury, learned counsel for the petitioner, who submits that the petitioner on being recommended and selected for Grade-IV post, was appointed as such vide order dated 25.05.2023 at B.P. Chaliha College, Nagarbera in Kamrup (Rural) district and he joined the said post on 01.06.2023. However, thereafter, the appointment order was modified by appointing him on the same post of M.C. College, Barpeta district vide order dated 27.07.2023. The petitioner joined the said post at M.C. College, Barpeta on 01.08.2023. However,

for the reasons not known to him, the petitioner has not been paid salary from the first date of joining, i.e. 01.06.2023 till date. Of late, the petitioner has come to know that there is no sanctioned Grade-IV post in M.C. College, Barpeta.

In view of the above, issue notice of motion, returnable by four weeks.

Mr. D. Upamanyu, learned Standing Counsel, Higher Education Department accepts notice on behalf of the respondent Nos.1, 4 and 5; Mr. A. Chaliha, learned Standing Counsel, Finance Department accepts notice on behalf of respondent No.2; and Mr. C. Buragohain, learned counsel accepts notice on behalf of respondent No.3.

Petitioner to furnish requisite extra copies of the writ petition along with the annexures appended thereto to the learned counsel appearing for the aforesaid respondents within two days.

Petitioner shall take steps for service of notice upon the respondent Nos.6, 7 and 8 by registered post with A/D within three days.

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

On the next date, learned counsel for the respondents shall inform the Court as to why the petitioner has not been paid salary despite having joined the post in terms of the appointment order issued to him.

**JUDGE**

**Comparing Assistant**