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

Case No. : WP(C)/3402/2025

PRANJAL BHAJANI
SON OF SRI HEM KANTA B HAJANIN,
R/O JORHOTIA GAON, P.O. KADAM, P.O. AND P.S. BODINODI, DIST.
LAKHIMPUR, PIN-787032

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, FINANCE DEPARTMENT, DISPUR, GUWAHATI-781006.

2:THE SECRETARY

TO THE GOVT. OF ASSAM

FINANCE (ESTABLISHMENT -B) DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE DIRECTOR OF AUDIT (LOCAL FUND)

ASSAM
DISPUR
GUWAHATI-781006

Advocate for the Petitioner : MR H K DAS, MS D MAHANTA,MR N K SARMA

Advocate for the Respondent : SC, FINANCE,

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

30.07.2025

Mr. P. Nayak, learned Addl. Advocate General appears for the respondent Nos.1 to 3 renews his prayer for three weeks time to complete his instructions and file necessary affidavit.

Mr. H.K. Das, learned counsel for the petitioner submits that as per the last order passed by this Court the matter is fixed today for consideration of the interim prayer.

Upon hearing the learned counsel for the parties at some length and upon perusal of the pleadings available on record it is seen that the relief sought for in the present writ petition is for setting aside and quashing the order imposing the penalty of withholding of one increment with cumulative effect with warning by order dated 12.09.2024.

That apart this Court by order dated 23.06.2025 while issuing notice made it clear that any action taken in the matter during the pendency of the writ petition shall be subject to the further order(s) that may be passed in this case.

Under such circumstances, this Court is of the view that the prayers made by the petitioner can be re-considered upon the affidavit filed by the petitioner as permitted, the Court may consider passing appropriate interim orders, if the affidavit by the department is not filed within the time prescribed.

List on 29.08.2025.

JUDGE

Comparing Assistant