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

Case No. : WP(C)/3628/2024

PUSHPENDU CHAKRABARTY
S/O- LATE PROMODE RANJAN CHAKRABORTY, R/O- 1ST LINK ROAD,
LANE, 10, HOUSE NO.5, BRAJA BHAWAN, SILCHAR, CACHAR, ASSAM, PIN-
788006

VERSUS

THE STATE OF ASSAM AND 8 ORS
REPRESENTED BY THE SECRETARY, TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI, ASSAM, PIN-
781006

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI
ASSAM
PIN- 781019

3:THE DISTRICT COMMISSIONER
CACHAR
SILCHAR
ASSAM
PIN- 788001

4:THE DISTRICT ELEMENTARY EDUCATION OFFICER
CACHAR
SILCHAR
ASSAM
PIN- 788003

5:THE DEPUTY INSPECTOR OF SCHOOLS

SILCHAR
CACHAR
ASSAM

6:THE BLOCK ELEMENTARY EDUCATION OFFICER
NARSINGPUR
DIST. CACHAR
ASSAM

7:THE ACCOUNTANT GENERAL
ASSAM
(A AND E)
ASSAM MAIDAMGAON
BELTOLA
GUWAHATI
ASSAM
PIN- 781029

8:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF FINANCE
DISPUR
GUWAHATI
ASSAM
PIN- 781006

9:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
ADMINISTRATIVE REFORMS AND TRAINING
PENSION AND PUBLIC GRIEVANCE DEPARTMENT DISPUR
GUWAHATI
ASSAM
PIN- 78100

Advocate for the Petitioner : MR. B PURKAYASTHA, J.P. BARUAH

Advocate for the Respondent : GA, ASSAM, SC, AG (A AND E),SC, ELEM. EDU,SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 08.12.2025

Heard Mr. B. Purkayastha, learned counsel for the petitioner. Also heard Ms. N. Phukan, learned standing counsel for the respondent Nos. 1, 2, 4, 5 and 6;

Mr. G. Pegu, learned Addl. Senior Government Advocate for the respondent Nos. 3 and 9; Mr. B. Sharma, learned standing counsel for the respondent No. 7; and Ms. R.M. Barooah, learned standing counsel for the respondent No. 8.

Pursuant to the order dated 24.11.2025, Mr. Sharma, learned standing counsel for the respondent No. 7 has obtained written instructions and placed the same before this Court, and on the basis of the same, he submits that the ACPS does not envisage any additional increment; and it only envisages placement in the immediate next higher grade pay, within the existing pay band of the employee in the hierarchy of the revised pay structure, and as such, from 01.07.2010, while the official pay of the petitioner was fixed @ Rs. 20730/-, his grade pay was Rs. 4500/-, and after grant of ACP, his pay band remained the same i.e. Rs. 20730/-, but his grade pay was enhanced to Rs. 4600/-.

At this stage, Mr. Purkayastha, learned counsel for the petitioner submits that he may be granted some time to obtain instruction.

Prayer is allowed.

List the matter on 20.01.2026.

The instructions produced by Mr. Sharma, shall be marked as 'A' and 'B' and tagged with the record.

JUDGE

Comparing Assistant