

GAHC010156172025



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

Case No. : WA/353/2025

1: THE UNION OF INDIA AND 2 ORS. REPRESENTED BY THE SECRETARY,
GOVERNMENT OF INDIA, MINISTRY OF DEFENCE, SENA BHAWAN, NEW
DELHI-110011.

2: THE DEPUTY CONTROLLER OF DEFENCE ACCOUNTS NARENGI P.O.
UDAYAN VIHAR GUWAHATI DIST. KAMRUP (M) ASSAM 781027

3: THE DEPUTY CONTROLLER OF DEFENCE ACCOUNTS AREA ACCOUNTS
OFFICE BIVAR ROAD SHILLONG MEGHALAYA PIN 79300

VERSUS

1: SRI JAGANNATH DATTA,
SON OF LATE JYOTISH CHANDRA DATTA, HOUSE.NO. 119, CHACHAL
PATH, VIP ROAD, SIX MILE GUWAHATI, ASSAM, PIN-781022.

2: THE PRINCIPAL REGISTRAR
ARMED FORCES TRIBUNAL (PRINCIPAL BENCH)
WEST BLOCK-VIII SECTOR-1 RK PURAM NEW DELHI 110066

3: THE REGISTRAR IN CHARGE
ARMED FORCES TRIBUNAL (REGIONAL BENCH) 2ND FLOOR ASSAM
POLICE HOUSING CORPORATION LTD. BEHIND ASSAM POLICE
HEADQUARTERS DR. BK. KAKATI ROAD REHABARI GUWAHATI
ASSAM 78000

Linked Case : WA/354/2025

1: THE UNION OF INDIA AND ORS. REPRESENTED BY THE SECRETARY
GOVERNMENT OF INDIA MINISTRY OF DEFENCE SENA BHAWAN NEW
DELHI-110011.

2: THE DEPUTY CONTROLLER OF DEFENCE ACCOUNTS NARENGI POST
OFFICE UDYAN VIHAR GUWAHATI DIST- KAMRUP - M ASSAM-781027

3: THE DEPUTY CONTROLLER OF DEFENCE ACCOUNTS AREA ACCOUNTS
OFFICE BIVAR ROAD SHILLONG MEGHALAYA PIN-793001.

VERSUS

1: MANABENDRA CHAKRABORTY AND ORS.
SON OF LATE MATHURA NATH CHAKRABORTY HOUSE NO. 46
AVANTI ENCLAVE SISHURAM CHOUDHURY PATH KALAPAHAR
GUWAHATI DISTRICT-KAMRUP M ASSAM-781018

2:THE PRINCIPAL REGISTRAR
ARMED FORCES TRIBUNAL (PRINCIPAL BENCH)
WEST BLOCK VIII SECTOR-1 R.K. PURAM NEW DELHI 110066

3:THE REGISTRAR IN CHARGE
ARMED FORCES TRIBUNAL (REGIONAL BENCH) 2ND FLOOR
ASSAM POLICE HOUSING CORPORATION LTD. BEHIND ASSAM POLICE
HEADQUARTERS DR. B.K. KAKATI ROAD REHABARI GUWAHATI ASSAM
780008

For the Appellant(s) : Ms. B. Sarma, Central Govt. Counsel.

For the Respondent(s) : Mr. A.R. Tahbildar, Advocate.

- B E F O R E -

**HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY**

08.12.2025

(Ashutosh Kumar, CJ)

Pursuant to the order dated 12.11.2025 passed by this Court, an affidavit has been filed by the appellant/Union of India stating that the memorandum in question, namely, the Office Memorandum dated 09.12.2020 issued by the Ministry of Defence, Government of India, is not being implemented and applied across the board in cases of post-retirement contractual employment in Armed Forces Tribunals.

However, it has been submitted on behalf of the appellants that most of the orders of the Tribunals are under challenge.

A request for adjournment, therefore, has been made as one of such cases, which has been challenged, is slated to be listed before the Delhi High Court on 17.02.2026.

In view of the above, let these matters come up for consideration on **23.02.2026**.

JUDGE

CHIEF JUSTICE

Mukut

Comparing Assistant