

GAHC010182922024



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

Case No. : WP(C)/4554/2024

MARIYAM BEGUM
(90 PERCENT INTELLECTUAL DISABLE), REPRESENTED BY HER ELDER
SISTER NAMELY MAMINA BEGUM, D/O- LATE KARIM ALI, R/O- H/NO. 07,
F.A. AHMED ROAD, DWARANDHA, SIXMILE, GUWAHATI-22, ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
TO BE REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF
ASSAM, ANIMAL HUSBANDRY AND VETERINARY DEPARTMENT, DISPUR,
GUWAHATI-6.

2:THE JOINT SECRETARY TO THE GOVT. OF ASSAM
ANIMAL HUSBANDRY AND VETERINARY DEPARTMENT
DISPUR
GUWAHATI-6.

3:THE ACCOUNTANT GENERAL (A AND E)

ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI-29.

4:THE DIRECTOR

DAIRY DEVELOPMENT
ASSAM
KHANAPARA
GUWAHATI-22.

5:THE SUPERINTENDENT

TOWN MILK SUPPLY SCHEME
KHANAPARA
GHY-22.

6:THE TREASURY OFFICER
DISPUR
P.O. AND P.S. DISPUR
DIST. KAMRUP(M)
ASSAM
PIN- 781006

Advocate for the Petitioner : MR. A M S MAZUMDER, MR. A M S MAZUMDER,MR. A Z AHMED

Advocate for the Respondent : SC, A.H and V. DEPT., SC, FINANCE,SC, AG

BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR

ORDER

30.01.2026

Heard Mr. A. Z. Ahmed, learned counsel appearing for the petitioner and Ms. M. M. Kakaty, learned Standing Counsel, Animal Husbandry and Veterinary Department. Also heard Mr. C. Boruah, learned Standing Counsel, A.G.

Ms. Kakati, learned Standing Counsel, Animal Husbandry and Veterinary Department has submitted that the affidavit would be filed within the next week.

Mr. C. Boruah, learned Standing Counsel, A.G, has also prayed for some time to file the affidavit-in-opposition.

List this matter again on **10.02.2026**.

This Court notices that the pension holder had expired on 11.03.2016 and this writ petition has been filed on behalf of the daughter of the pension holder,

who is 90% intellectually disabled; as certified under the relevant Act and has prayed for arrears from the date of the expiry of the pension holder, i.e., 11.03.2016.

Mr. C. Boruah has submitted an instruction before this Court, on the Court's request; which is issued by the Senior Accounts Officer of the Office of the Principal Accountant General on 27.12.2024, which records that the P.P.O. to the Pensioner, w.e.f. 02.05.2022 was issued because that was the date of her appearance before the Medical Board.

The learned counsel for the Accountant General has further submitted that there is a confusion as to from which date, arrears, if any, are required to be paid to the petitioner herein.

The respondents represented by Mr. C. Boruah would be at liberty to file their affidavit on or before the next date of listing.

The Senior Accounts Officer, Principal Accountant General shall remain personally present before this Court on the next date of listing.

List accordingly on 10.02.2026.

JUDGE

Comparing Assistant