

GAHC010072862024



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

Case No. : WP(C)/2273/2024

LUKUMONI KONWAR
W/O- HEMA KONWAR, VILL.- BOGDAL GAON, P.O. SANTAK, DIST.
SIVASAGAR, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY (HOME AND
POLITICAL DEPARTMENT), GOVERNMENT OF ASSAM

2:COMMISSIONER AND SECRETARY TO THE FINANCE DEPARTMENT
ASSAM
GHY-06.

3:ACCOUNTANT GENERAL
ASSAM
MAIDAMGAON
BELTOLA
GHY-29.

4:THE DEPUTY INSPECTOR GENERAL OF POLICE
DIG
EASTERN RANGE
JORHAT
ASSAM
PIN- 785001.

5:COMMANDANT AB

1ST APBN
LIGIRI PUKHURI
NAZIRA

SIVASAGAR

Advocate for the Petitioner : MR MINTU SAIKIA, MS R DUTTA

Advocate for the Respondent : GA, ASSAM, SC, FINANCE, SC, AG

Linked Case : WP(C)/1788/2023

LUKUMONI KONWAR
W/O- HEMA KONWAR

VILL. BOGDAI GAON

P.O.- SANTAK

DIST.- SIVASAGAR.

VERSUS

THE STATE OF ASSAM 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY (HOME AND
POLITICAL DEPARTMENT)

GOVERNMENT OF ASSAM.

2:COMMISSIONER AND SECRETARY TO THE FINANCE DEPARTMENT
ASSAM
GHY-06.

3:ACCOUNTANT GENERAL
ASSAM
MAIDAM GAON
BELTOLA

GHY-29.

4:THE DEPUTY INSPECTOR GENERAL OF POLICE
DIG
EASTERN RANGE

JORHAT
ASSAM

PIN- 785001.

5:COMMANDANT AB
1ST APBN
LIGIRI PUKHURI
NAZIRA

SIVASAGAR.

Advocate for : MR MINTU SAIKIA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM 4 ORS

Linked Case : WP(C)/4822/2023

LUKUMONI KONWAR
W/O- HEMA KONWAR
VILL- BOGDAI GAON
P.O. SANTAK
DIST.- SIVASAGAR

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY (HOME AND
POLITICAL DEPARTMENT)
GOVERNMENT OF ASSAM

2:COMMISSIONER AND SECRETARY TO THE FINANCE DEPARTMENT
ASSAM
GHY-06

3:ACCOUNTANT GENERAL
ASSAM
MAIDAM GAON
BELTOLA
GHY-29

4:THE INSPECTOR GENERAL OF POLICE
ULUBARI
GHY-06

5:THE DEPUTY INSPECTOR GENERAL OF POLICE
DIG
EASTERN RANGE

JORHAT
ASSAM
PIN- 785001

6:COMMANDANT AB
1ST APBN
LIGIRI PUKHURI
NAZIRA
SIVASAGAR
PIN- 785685

Advocate for : MR MINTU SAIKIA
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 5 ORS

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 13-05-2025

Heard Mr. M. Saikia, learned counsel appearing for the writ petitioners in these writ petitions. Also heard Mr. D. Bora, learned Govt. Advocate, Assam appearing for the State, Mr. D. Das, learned counsel for the respondent No. 3, Mr. R.K. Talukdar, learned standing counsel, AG(A&E), Assam and Mr. P. Nayak, learned Addl. AG, for Finance Department.

On a query made by this Court as to how the application for voluntary retirement allegedly made by the petitioner's husband could be accepted by the Govt. even after realising that the employee had not completed 20 years of mandatory service and he had already expired in the meantime, Mr. D. Bora, learned Govt. Advocate, Assam prays for 03 weeks time to obtain updated instruction and place the same on record.

Since the answer to the aforesaid query would have a vital bearing in the outcome of these proceedings, these matters stand adjourned for 03 weeks so as to enable Mr.

Bora to obtain instruction.

List accordingly.

JUDGE

Comparing Assistant