

GAHC010199632022



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

**Case No. : WP(C)/6458/2022**

PABITRA KALITA  
S/O. LT. SONATAN KALITA, VILL. BARPATIMA, P.O. SIKARHATI, DIST.  
KAMRUP, ASSAM, PIN-781125.

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, EDUCATION  
DEPTT. (ELEMENTARY), SACHIVALAYA, DISPUR, GUWAHATI-781006,  
ASSAM.

2:THE DIRECTOR OF ELEMENTARY EDUCATION

ASSAM  
KAHILIPARA  
GUWAHATI-781019.

3:THE DIRECTOR OF PENSION

ASSAM HOUSEFED COMPLEX DISPUR  
GUWAHATI-781006  
ASSAM.

4:THE COMMISSIONER AND SECY.  
TO THE GOVT. OF ASSAM  
DEPTT. OF FINANCE  
DISPUR  
GUWAHATI-781006

**Advocate for the Petitioner** : MR T N SRINIVASAN, MR B SINHA, MRS H CHAKRABORTY

**Advocate for the Respondent** : GA, ASSAM, SC, ELEM. EDU, SC, FINANCE

**BEFORE  
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

**ORDER**

**Date : 24.03.2026**

None appears for the petitioner on call.

The instant matter relates to the petitioner being covered by the old pension rule or the new pension rule. The petitioner was asked to give an undertaking that he will be governed by the new pension rules. However, petitioner contended that since he has been working as a teacher since 1993, he should be governed by the old pension rule but it appears that the counsel appearing for the pension has not appeared on subsequent dates. However, since the matter has been listed for mediation, this Court deems it fit that the case may be referred to the Gauhati High Court, Mediation Center who will hear the matter, call the parties and on conclusion of the hearing prepare a report and place it before this Court.

The Mediation Center may complete the process preferably within a period of two months.

List it thereafter.

**JUDGE**

**Comparing Assistant**