

GAHC010201172021



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

Case No. : WP(C)/6550/2021

TAPAN CHANDRA KALITA
S/O LATE RAJAT CH. KALITA, R/O H.NO. 16, RANGPATHAR BYE LANE, P.O.
AND P.S.-AMBARI FATASHIL, DIST- KAMRUP(M), ASSAM, PIN-781025

VERSUS

THE STATE OF ASSAM AND 6 ORS
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, PUBLIC
WORKS DEPARTMENT, DISPUR, GUWAHATI-6

2:THE COMMISISONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6

3:THE PRINCIPAL ACCOUNTANT GENERAL (A AND E)
ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI-29

4:THE CHIEF ENGINEER
PWD (ROADS)
ASSAM
CHANDMARI
GUWAHATI-3

5:THE DIRECTOR
ASSAM ROAD RESEARCH AND TRAINING INSTITUTE
PWRD
FATASHIL AMBARI
GUWAHATI-25

6:RESEARCH OFFICER
ASSAM ROAD RESEARCH AND TRAINING INSTITUTE
PWRD
FATASHIL AMBARI
GUWAHATI-25

7:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM.
PERSONNEL (B) DEPARTMENT
DISPUR
GUWAHATI-06

Advocate for the Petitioner : MR. B SAIKIA

Advocate for the Respondent : SC, PWD

**BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK**

ORDER

26.07.2023

Heard Mr. S Muktar, learned counsel for the petitioner and Mr. B Choudhury, learned Standing counsel, PWD and PWD (Roads), Assam for the respondent Nos. 1, 4, 5 & 6. Also heard Mr. A Chaliha, learned Standing counsel, Finance Department, Assam for the respondent No. 2; Mr. A Hassan, learned Standing counsel, Accountant General (A&E), Assam for the respondent No. 3 as well as Mr. C S Hazarika, learned government Advocate, Assam for the respondent No. 7.

List on **22.08.2023**, enabling the respondents in the PWD (Roads) to apprise the Court regarding the status of payment of regular pension payable to the petitioner, who retired from service on 31.03.2019 as Scientific Assistant in the Office of the Assam Road

Research and Training Institute, PWRD, Guwahati after serving since 09.10.1990 in the same capacity on being appointed in the Scale of Pay of Rs. 580/- – Rs. 1165/- per month and other allowances with pay protection as he served in the capacity of Field Assistant and Surveyor prior to his appointment as Scientific Assistant on 09.10.1990.

JUDGE

Comparing Assistant