

GAHC010201832025



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

Case No. : WP(C)/5206/2025

BHAIRAB CH SAUD
S/O LATE RATI RAM SAUD, VILL. KUNDIL BASANTA DOLOI PATH (HOUSE
NO. 9), P.O. BASISTHA, P.S. BASISTHA, DIST. KAMRUP (M), ASSAM, PIN
781029

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY ITS COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM, HOME AND POLITICAL DEPTT., DISPUR, GUWAHATI 06

2:THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM

FINANCE DEPTT.
DISPUR
GUWAHATI 06

3:THE DIRECTOR GENERAL OF CIVIL DEFENCE AND COMMANDANT
GENERAL OF HOME GUARDS

ASSAM
BELTOLA
GUWAHATI 28

4:THE ACCOUNTANT GENERAL OF (A AND E) ASSAM

MAIDAMGAON
GUWAHATI 29

5:THE COMMANDANT

ASRF. BN-1

BARJAR
BARAMA
NALBARI
DIST. NALBARI
ASSAM
PIN 781346

6:MANJU SAUD
W/O BHAIRAB CH. SAUD
VILL BARJAR
P.O. BARAMA
P.S. AND DIST NALBARI
ASSAM
PIN-78134

Advocate for the Petitioner : S ALI, I AMIN,MR M RAHMAN

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

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

09.03.2026

Heard learned counsel for the parties.

Although the Lawazima Court order reflects that service on respondent No. 6 as per postal tracking details "India Post website" has been shown to be delivered, considering the peculiar facts involved in the case that the pension papers of the writ petitioner has not been finalized by the department as the relevant documents pertaining to his nominee namely his wife who arrayed as respondent No. 6 has not been submitted by the said nominee.

It is the claim of the petitioner that because of marital discord, the petitioner and his wife are living separately and inspite of the request made by the petitioner, the respondent No. 6, namely his estranged wife, who is the nominee in the pension paper of the writ petitioner has not furnished the relevant

documents or particulars resulting in delay in finalization of the pension of the writ petitioner.

Considering the peculiar facts, the petitioner is permitted to take steps by way of dasti on respondent No. 6 to be routed through the office of this Court within a period of three weeks from today and an affidavit of compliance must also be filed by the writ petitioner.

JUDGE

Comparing Assistant