

GAHC010208622021



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

Case No. : WP(C)/6699/2021

SHILPI BEGUM LASKAR
W/O LATE MAHMUD HUSSAIN LASKAR, R/O VILL. BISHNUGARH, P.O.
LAKHIRBOND, PIN 788155, DIST. HAILAKANDI, ASSAM.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM, SECONDARY EDUCATION DEPTT., DISPUR, GUWAHATI 781006

2:THE DIRECTOR OF SECONDARY EDUCATION

ASSAM
KAHILIPARA
GUWAHATI 781019

3:THE DIRECTOR OF PENSION AND PUBLIC GRIEVANCES

ASSAM
DISPUR
GUWAHATI 781006

4:THE PRINCIPAL ACCOUNTANT GENERAL

A.G. OFFICE
BELTOLA
GUWAHATI

5:THE INSPECTOR OF SCHOOLS

HAILAKANDI DIST. CIRCLE
P.O. AND P.S. HAILAKANDI

DIST. HAILAKANDI
ASSAM
PIN 78815

Advocate for the Petitioner : MR. S NATH

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

15.12.2021

Heard Mr. S. Nath, learned counsel for the petitioner. Also heard Ms. N.M. Sarma, learned Standing counsel for the Secondary Education Department and Ms. D.D. learned Additional Senior Government Advocate for the respondent no.3 and Mr. B. Chakraborty, learned Standing counsel for the respondent no.4.

The Additional Senior Government Advocate has submitted that as per notification dated 14.09.2014, the petitioner as the wife of the deceased employee would only be entitled to salary and other receivables as per the applicable notification which would be payable till the normal tenure of a government servant.

Issue notice returnable on 31.01.2022.

Requisite additional copies of the writ petition be served on the learned Standing counsel within the course of the day.

Be that as it may, the pendency of the writ petition shall not be a bar for the respondent authorities to examine the case of the petitioner for release of payment of death-cum-retirement gratuity, leave salary, group insurance of the deceased husband of the petitioner, if she is entitled to the same as per law.

List the matter on 31.01.2022.

The Registry shall reflect the name of the GA, Assam while listing the matter next.

JUDGE

Comparing Assistant