

GAHC010211902015



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

Case No. : Cont.Cas(C) 401/2015

1:SMTI GITA RANI KALITA
W/O SRI SURESH CHANDRA DEKA, R/O MOMAT NAGAR, JAPARKUCHI,
P.O. AND DIST- NALBARI, ASSAM

VERSUS

1:PREETAM SAIKIA and 3 ORS
COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM, EDUCATION ELE
DEPTT., DISPUR, GHY-6

2:UDHAB DAS
DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19
DIST- KAMRUP METRO
ASSAM

3:ANJALI DUTTA
DISTRICT ELEMENTARY EDUCATION OFFICER
NALBARI
P.O. NALBARI
ASSAM
PIN-781335

4:S.K. SOM
THE TREASURY OFFICER
NALBARI
P.O. NALBARI
ASSAM
PIN-78133

Advocate for the Petitioner : MR.R C SAIKIA

Advocate for the Respondent : MRG K SINGHR-3

**BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA**

ORDER

Date : 10-10-2018

It is taken note of that by the order dated 06.01.2015 in WP(C) 2738/2010 the following directions were issued:

1. To pay the current salary of the petitioner in the pay scale of Rs. 3,130-6,600/- as per the revised pay with other admissible allowance within two months from the date of receipt of the copy of the judgment.

2. To pay all the arrear salary of the petitioner as revised from time to time with other admissible allowances w.e.f. October, 2007 within six months.

The respondent contemnor on the next date fixed shall produce a compliance of the said direction.

A stand is sought to be taken by Mr. N. Sarma that the case of the petitioner shall be put up before a screening committee in order to decide as to whether she is entitled to the aforesaid salaries or not. It being a specific direction by this Court for payment of salary in a situation where appeal against the concerned order has also been dismissed we do not see as to how the respondent authorities can redetermine the entitlement of the salary of the petitioner by referring it to a screening committee.

List again on 10.12.2018.

Copy of the order be provided to Mr. N. Sarma.

JUDGE

Comparing Assistant