

GAHC010214612024



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

Case No. : WP(C)/5412/2024

ROMESH CH CHUTIA
S/O LATE MANIK CH CHUTIA, R/O SADORI BARUAH PATH, P.O.- BIDYA
NAGAR, KHELMATI, P.S.-KHELMATI, DIST- LAKHIMPUR, ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI-6

2:THE SECRETARY COMMISSIONER
FINANCE DEPARTMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI-

3:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

4:THE SECRETARY
ASSAM STATE SCHOOL EDUCATION BOARD
BAMUNIMAIDAM
GUWAHATI

5:THE ACCOUNTANT GENERAL (A AND E)
ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI-37

6:THE DIRECTOR
PENSION AND PUBLIC GRIEVANCE DEPARTMENT
HOUSEFED
GUWAHATI-

Advocate for the Petitioner : MR. P J SAIKIA, MS D DUTTA

Advocate for the Respondent : SC, SEC. EDU., GA, ASSAM,SC, SEBA,SC, AG,SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

04.06.2025

Heard Shri PJ Saikia, learned counsel for the petitioner. Also heard Shri B Sarma, learned Standing Counsel, Accountant General, Assam as well as Shri DK Roy, learned Standing Counsel, ASSEB (erstwhile SEBA).

Though Shri Sarma, learned Standing Counsel, AG has submitted that the delay in release of retirement dues was on account of non-receipt of the contribution from the Employer of the petitioner concerned, Shri Roy, learned Standing Counsel, ASSEB has submitted that such contributions have been made recently and in this regard, he has placed before this Court a copy of written instructions dated 21.05.2025.

The aforesaid instructions are, however silent on the aspect of GPF which is looked into by the concerned Department.

In view of the above, the matter is adjourned by 2 weeks to enable the learned counsel for the respondents, including Shri B Kaushik, learned Standing Counsel, Education Department to obtain the up-to-date instructions on the aspect of release of the post retirement benefits.

A copy of the communication dated 21.05.2025 is made a part of the records.

List this case on 19.06.2025.

JUDGE

Comparing Assistant