

GAHC010253622024



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

Case No. : WP(C)/6412/2024

KHAGEN SAIKIA
S/O- LATE NIREN SAIKIA,
R/O- VILL.- TELIA BEBEJIA,
P.O. AND P.S.- JURIA,
DISTRICT- NAGAON, ASSAM,
PIN- 782124.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
WOMEN AND CHILD DEVELOPMENT DEPARTMENT,
DISPUR, GUWAHATI-6.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
WOMEN AND CHILD DEVELOPMENT DEPARTMENT
DISPUR
GUWAHATI- 6.

3:THE SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6.

4:THE DIRECTOR OF WOMEN AND CHILD DEVELOPMENT DEPARTMENT
ASSAM
M.G. ROAD
GUWAHATI-1.

5:THE CHILD DEVELOPMENT PROJECT OFFICER (CDPO)
JURIA

ICDS PROJECT
NAGAON
ASSAM

Advocate for the Petitioner : MR. B CHETRI, MS. D J BORAH

Advocate for the Respondent : GA, ASSAM, SC, FINANCE DEPTT.

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 02/04/2025

Heard Mr. B.Chetri, learned counsel for the writ petitioner. Perused the averments made in the writ petition.

The petitioner herein, was engaged as a Casual Worker/Chowkidar in the office of the CDPO, Juria ICDS Project, Nagaon District on 15/09/1999. The grievance of the petitioner is that the respondents have neither regularized his service nor has the petitioner been paid his remuneration since the month of April, 1999. Hence, this writ petition.

Mr. J.K. Goswami, learned Additional Senior Government Advocate, Assam, submits that the appointment of the petitioner did not receive the approval of the Finance Department. As such, his prayer could not be considered.

Mr. P. Nayak, learned Additional Advocate General, Assam, appearing for the Finance Department i.e. the respondent no. 3, prays for some time to obtain instruction and file affidavit.

In view of the above, issue notice of motion returnable in four weeks.

Since Mr. J.K. Goswami, learned Additional Senior Government Advocate, Assam, has accepted notice on behalf of the respondent nos. 1, 2, 4 & 5 and Mr. P. Nayak, learned Additional Advocate General, Assam, has accepted notice on behalf of the respondent no.3, service of notice is deemed to

be complete in this case. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel within three days from today, so as to enable them to obtain instruction and file affidavit.

List accordingly.

JUDGE

Comparing Assistant