

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 N. UNNI KRISHNAN NAIR

ORDER

Date : 09.01.2026

- 1.** Heard Mr. B Chetri, learned counsel for the petitioner. Also heard Mr. B Gogoi, learned Addl. Advocate General appearing for the State respondent.
- 2.** Mr. B Gogoi, learned Addl. Advocate General appearing for the State respondent submits that the matter with regard to release to the persons, similarly situated like the petitioner, the benefits flowing from the decision of the Division Bench of this Court in the case of ***State of Assam V. Upen Das & Ors. reported in 2017 (5) NEJ (GAU)*** is being processed by the respondent authorities.
- 3.** This Court, vide order dated 24.02.2021 passed in WP(C) No. 2847 of 2018, had directed the respondent authorities to release to the petitioner, the benefit of scale of pay, in terms of the decision of the Division Bench of this Court in the case of ***State of Assam V. Upen Das (Supra)*** with effect from 01.08.2017 along with the arrears thereof. The said direction is seen to have not been complied till date. The respondent authorities are granted 6(six) weeks time from today to comply with the directions passed by this Court vide order dated 24.02.2021 and to

extend to the petitioner, the benefits accruing from the said order.

4. Registry to list this matter again on **02.03.2026**.

5. On the next date of listing, Mr. B Gogoi, learned Addl. Advocate General, shall place before this Court, the compliance report in the matter.

6. This Court has passed the above directions noticing the position that the order dated 24.02.2021 passed by this Court in WP(C) No. 2847 of 2018, has not been assailed by the respondent authorities.

JUDGE

Comparing Assistant