

GAHC010262582025



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

Case No. : WP(C)/6712/2025

DR PULAK LAHKAR AND 5 ORS
SON OF LATE RAMESH CH. LAHKAR VILLAGE AND P.O.- PITAMBAR
HATBAJALI P.S. RANGIA, DISTRICT- KAMRUP, ASSAM, PIN- 781354, MOB-
88766147849

2: DR DIPAK KR GHOSH
SON OF LATE SUNIL BIHARI GHOSH VILLAGE BHOLARDABRI PRABHA
KUTIR
BADAL NAGAR
DISTRICT- ALIPURDUAR
WEST BENGAL
PIN- 736123
MOB- 8918951641

3: DR SUBINOY DAS GUPTA
SON OF LATE AMAL DAS GUPTA VILLAGE SATI JAYMATI NAGAR
KALIBARI ROAD MALIGAON P.S.-JALUKBARI
GUWAHATI- 781011
DISTRICT- KAMRUP METRO ASSAM
MOB- 6002488256

4: DR KUNJALAL CHOUDHURY
SON OF LATE RAJNATH CHOUDHURY VILLAGE DHARAPUR
JAANAR PAR P.S.- AZARA GUWAHATI- 781017
DISTRICT- KAMRUP METRO ASSAM
MOB- 9435554228

5: DR RABI DEY
SON OF LATE P. C. DEY VILLAGE- KAMAKHYA NAGAR
ADABARI TINIALI
P.S. JALUKBARI
GUWAHATI-781012
DISTRICT- KAMRUP METRO
ASSAM

MOB- 8638254927

6: DR KUSHAL KR. TALUKDAR
SON OF LATE DINABANDHU TALUKDAR
VILLAGE- GOPAL NAGAR P.S.- NOONMATI
GUWAHATI- 781020 DISTRICT- KAMRUP METRO ASSAM
MOB- 957721709

VERSUS

THE UNION OF INDIA AND 3 ORS
REPRESENTED BY THE SECRETARY MINISTRY OF RAILWAYS, NEW
DELHI-1

2:THE GENERAL MANAGER (P)
NORTHEAST FRONTIER RAILWAY MALIGAON
GUWAHATI-11

3:THE SECRETARY CENTRAL STAFF BENEFIT FUND AND APO/WELFARE
NORTHEAST FRONTIER RAILWAY MALIGAON
GUWAHATI-11

4:THE ASSISTANT PERSONAL OFFICER
NORTHEAST FRONTIER RAILWAY MALIGAON
GUWAHATI-1

Advocate for the Petitioner : MS G DEKA, MR. R DASGUPTA,MS M DEB

Advocate for the Respondent : DY.S.G.I.,

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

28.11.2025

Heard Ms. G. Deka, learned counsel for the petitioners. Also heard Mr. P.S. Bhattacharjee, learned CGC for the respondents.

The petitioners are before this Court, who were engaged on contractual basis by the NF Railway.

It is submitted by the learned counsel for the petitioners that they were engaged in service, where the petitioner No.1 was appointed on 17.03.2009, the petitioner No.2 was appointed on 17.01.1989, the petitioners Nos.3 and 4 were appointed on 27.05.1991, the petitioner No.5 was appointed on 15.06.1995 and the petitioner No.6 was appointed on 05.02.2003 and had since been rendering their services on contractual basis. The contractual agreements executed between the petitioners and the Railways provided for termination on 14 days prior notice.

The learned counsel for the petitioners submits that beside the petitioners having rendered their services for all these years without any complaint, their services ought not to have been terminated by issuances of impugned order dated 11.11.2025. That apart, in terms of the agreement the termination can be made with 14 days prior notice. The learned counsel for the petitioners submits that no such notices have been issued prior to termination.

The learned CGC on the other hand submits that he does not have any instructions.

Accordingly, let instructions be obtained by the learned CGC for the reasons as to why the petitioners have been terminated after rendering services all these years and whether the conditions mentioned in the contract agreement in so far as the railways is concerned has been adhered to prior to issuance of termination order.

Let this matter be listed again on 19.01.2026.

Meanwhile, the impugned order dated 11.11.2025 shall not be given effect to till the next date fixed.

Extra copies of the writ petition be furnished within the course of the day to the learned CGC.

JUDGE

Comparing Assistant