

GAHC020003992023



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

Case No. : WP(C)/160/2023

SHRI. LIJANGSING
W/C KHALASI, EXECUTIVE ENGINEER PHED, TUENSANG DIVISION,
TUENSANG, NAGALAND

VERSUS

THE STATE OF NAGALAND AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF NAGALAND
2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF
NAGALAND
P AND AR DEPARTMENT
NAGALAND KOHIMA

3:THE COMMISSIONER AND SECRETARY TO THE GOVT OF NAGALAND
DEPARTMENT OF PHED
NAGALAND
KOHIMA.

4:THE CHIEF ENGINEER
PHED
NAGALAND KOHIMA

5:THE EXECUTIVE ENGINEER
PHED
TUENSANG DIVISION
NAGALAN

For the petitioner (s) : Mr. Laknyei Phom, Advocate

For the respondent (s) : Ms. Livika V. Sumi, Govt. Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

04.04.2025

Ms. Livika V. Sumi, the learned counsel appearing on behalf of the State respondents submits that upon seeking instructions it appears that the Finance Department of the Government of Nagaland had informed the parent Department wherein the petitioner was working that granting of the scale of pay to the petitioner was not regular as the same was done without the concurrence of the Finance Department, and as such, the question of regularizing the services of the petitioner in terms with Office Memorandum dated 17.03.2015 does not arise. She further submits that the parent Department where the petitioner was working however has again written back to the Finance Department seeking the concurrence. She therefore submits that further instructions are required to bring on record the affidavit-in-opposition.

2. Taking into account that the petitioner had already retired in the year 2022, this Court fixes the matter on 22.05.2025.

3. The respondents amongst themselves are directed to resolve their respective issues and file the affidavit on or before the next date.

JUDGE

Comparing Assistant