

GAHC020007222024



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

Case No. : WP(C)/281/2024

SHRI SENTIMEREN AO
H.NO. D 89
PARACIEZIE WARD
KOHIMA NAGALAND-797001

VERSUS

THE STATE OF NAGALAND AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY
NAGALAND KOHIMA-797001

2:THE FINANCE COMMISSIONER
DEPARTMENT OF FINANCE
NAGALAND KOHIMA

3:THE COMMISSIONER AND SECRETARY
DIRECTORATE OF HIGHER AND TECHNICAL EDUCATION
KOHIMA NAGALAND-797001

4:THE SECRETARY
P AND AR DEPARTMENT
NAGALAND KOHIMA-797001

5:THE DIRECTOR
DIRECTORATE OF HIGHER EDUCATION
NAGALAND KOHIMA

6:THE PRINCIPAL
STATE COLLEGE OF TEACHER EDUCATION
KOHIMA NAGALAND-79700

Advocate for the Petitioner : C. T. JAMIR, SR. ADV, I IMCHEN,ALIBA OZUKUM,ASA
RUTSA,TOSHI JAMIR,KROVI TSUKRU,NUNGSANG AIER,IMTILA

PONGEN,JAWAMONG YADEN,O TEMJEN JAMIR

Advocate for the Respondent : GOVT ADV NL,

**BEFORE
HON'BLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

14.11.2024

Heard Ms. Toshi Jamir, learned counsel for the petitioner.

This Writ Petition is filed by the petitioner who served as a Laboratory Assistant in the State College of Teacher Education Kohima. Since his appointment on temporary basis by the Order dated 16.09.1989, his services continued to be extended from time to time till his release from service. It is submitted that the petitioner served for 35 (thirty-five) years without any blame or blemish as a casual employee and was released from service on 31.07.2024 by an Order issued on 30.06.2023. The learned counsel for the petitioner submits that considering his length of service he ought to have been regularized and thereby enabling him to earn pension for the service rendered. However, for no fault on his part, the petitioner's case was not considered by the Department appropriately for regularization and consequently, he was released from service as a casual employee without any pension. The present Writ Petition is seeking direction to the respondents to consider the claim of the petitioner for regularization of the petitioner for the services rendered.

Ms. Bichano Kithan, learned Government Advocate appears on behalf

of the State respondent nos. 1 to 6. She submits that her instructions are necessary in the matter and therefore, she submits that at this stage, notice be issued.

Learned counsels for the parties have been heard.

Considering the submissions, issue notice returnable by 4 (four) weeks. Respondents may file their counter affidavit in the meantime, if so advised.

Extra copies be furnished within 3 (three) working days.

List accordingly.

JUDGE

Comparing Assistant