

GAHC040002812025



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

Case No. : WP(C)/80/2025

Smti Nikh Yaram
Wife of Shri Techhi Tab, resident of C Sector, Naharlagun, PO and PS Naharlagun,
Papum Pare District, Arunachal Pradesh.

VERSUS

The State of AP and 2 Ors
represented by the Secretary, Health Department, Govt of Arunachal Pradesh,
Itanagar.

2:The Director
Age: 0
Occupation :
Health Department
Govt of Arunachal Pradesh.

3:The Chief Medical Superintendent
Age: 0
Occupation :
Tomo Riba Institute of Health and Medical Science
Naharlagun
Papum Pare District
Arunachal Pradesh

Advocate for the Petitioner : Pritam Taffo, Tana Rini, Preety Moyong, Minter Karbak, Eho Menjo, V Mandal

Advocate for the Respondent : Taba Tagum, SC(Health)

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 25.02.2025

Heard Mr. P. Taffo, learned counsel for the petitioner. Also heard Mr. T. Tagum, learned Standing Counsel for Health Department appearing for all the respondents.

The dispute raised in this petition is as regards the correct date of birth. The Controlling Officer disputing the date of birth of the petitioner has asked her to go on superannuation on attaining age of 60 years, which the petitioner disputes. Along with the order of superannuation a decision to recover the salary already paid to the petitioner is also been made.

This matter needs further consideration, accordingly, issue notice, returnable after 4(four) weeks.

As T. Tagum, learned Standing Counsel for Health Department accepts notice for all the respondents, no formal notice is required to be issued to the respondents. However, requisite extra copies of the petition be furnished to him during the course of the day.

Considering the matter in its entirety, it is provided that pursuant to impugned order dated 31.10.2024 (signed on 17.12.2024) no recovery shall be made.

List the matter after 4(four) weeks.

JUDGE

Comparing Assistant