

GAHC010019922023



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

Case No. : WP(C)/561/2023

SHIBANI PAUL
D/O- LATE BINOY BHUSHAN PAUL,
R/O- DAHA NORA CHOWK,
NAINA APARTMENT,
OPPOSITE TO HARIZAN NAMGHAR,
JORHAT-1, ASSAM.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED THROUGH SECRETARY TO THE GOVT. OF ASSAM,
SECONDARY EDUCATION, DISPUR.

2:SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR.

3:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

4:THE PRINCIPAL
NAMDEURI HIGHER SECONDARY SCHOOL
JORHAT

Advocate for the Petitioner : MR D CHOUDHURY, MR M CHOUDHURY,MR N RAY

Advocate for the Respondent : SC, EDU, SC, FINANCE

**BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

ORDER

Date : 03.09.2024

Heard Mr. D. Choudhury, learned counsel for the petitioner. Also heard Mr. U. Sharma, learned standing counsel, Secondary Education Department for the respondent Nos. 1 and 3 and Mr. A. Chaliha, learned standing counsel, Finance Department for the respondent No.2.

2. By this writ petition, the petitioner is praying for the arrear salary for an amount of Rs.12,24,820/- w.e.f 01.11.2000 till 09.12.2017. The petitioner retired from service on 31.03.2022.

3. Mr. U. Sharma, learned standing counsel, Secondary Education Department has furnished a communication dated 02.09.2024, written by the Director of Secondary Education, Assam, wherein, it is stated that the Directorate has submitted the arrear salary proposal in respect of the petitioner for an amount of Rs. 12,24,820/- to the Government by letter dated 24.04.2024 and the Directorate shall release the said arrear amount to the petitioner immediately after receiving of sanction from the Government.

4. Mr. D. Choudhury, learned counsel for the petitioner submits that as the arrear salary proposal in respect of the petitioner has already been submitted to the Government, the respondents may be directed to pay the said arrear salary within a specified period of time and the writ petition may accordingly be

closed.

5. Recording the submission made by the learned counsel for the petitioner, this writ petition is disposed of directing the respondents, particularly, the respondent Nos. 1 and 2/Secretary to the Government of Assam, Secondary Education and the Secretary to the Government of Assam, Finance Department to forthwith take steps and thereafter give sanction for payment of the arrear salary at the earliest but not later than 3(three) months from the date of receipt of a copy of the order of this Court.

6. With the above observations and directions, this writ petition stands disposed of.

The communication dated 02.09.2024 is placed on record.

JUDGE

Comparing Assistant