

GAHC010194132019



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

Case No. : WP(C)/6102/2019

NIRU KALITA BARUAH AND 10 ORS.
W/O. MAHENDAR BARUAH, VILL. BONGALMARA TINIALI, P.O.
ISLAMGAON, DIST. LAKHIMPUR, ASSAM.

2: ANITA PEGU DOLEY
W/O. ANIL KUMAR DOLEY
VILL. AND P.O. PATRICHUK GAON
DIST. LAKHIMPUR
ASSAM.

3: ROVIN BASUMATARY
S/O. BONESWAR BASUMATARY
VILL. AND P.O. HIMOLUGURI
DIST. LAKHIMPUR
ASSAM.

4: KUKHESWAR NATH
S/O. LT. KONESWAR NATH
R/O. BAPATI NATH GAON
P.O. AZAD
DIST. LAKHIMPUR
ASSAM.

5: JITEN BARUAH
S/O. LT. HITESWAR BARUAH
VILL. NO. 1 KARUNABARI
P.O. LALUK
DIST. LAKHIMPUR
ASSAM.

6: BHATAURAM MIRI
S/O. LT. ZUGTI MIRI
R/O. NO.1 MIRI GAON
BONGALMARA

P.O. ISLAMPUR
DIST. LAKHIMPUR
ASSAM.

7: BABUL BARUAH
S/O. LT. GHANAKANTA BARUAH
R/O. NO.1 HARMUTY
THAKURA
P.O. MADHABPUR
DIST. LAKHIMPUR
ASSAM.

8: SUBHAS TALUKDAR
S/O. LT. MUGHIDAR TALUKDAR
R/O. VILL. NO.1 BONGALMARA
MIRI
P.O. ISLAMPUR
DIST. LAKHIMPUR
ASSAM.

9: MANURANJAN PAWE
S/O. LT. MOHESCHANDRA PAWE
VILL. NO.1 BONGALMARA
MIRI
P.O. ISLAMPUR
DIST. LAKHIMPUR
ASSAM.

10: KANAK PATIRI
S/O. LT. BALIN PATIRI
VILL. BONGALMARA
MIRI
P.O. ISLAMPUR
DIST. LAKHIMPUR
ASSAM.

11: MD. MUSLIM UDDIN
S/O. LT. JOSHIM UDDIN
VILL. NO.1 AHMEDPUR
P.O. ISLAMPUR
DIST. LAKHIMPUR
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REP. BY THE SECRETARY, AGRICULTURE DEPTT., GOVT. OF ASSAM.

2:THE SECRETARY

ASSAM STATE AGRICULTURAL MARKETING BOARD.

3:THE CHIEF EXECUTIVE OFFICER

ASSAM STATE AGRICULTURAL MARKETING BOARD
RAMKRISHNA MISSION ROAD
ULUBARI
GUWAHATI-07.

4:THE SECRETARY

NORTH LAKHIMPUR REGULATED MARKET COMMITTEE

Advocate for the Petitioner : MR. R SARMA

Advocate for the Respondent : MR. B D KONWAR SR. ADV. (SC, A S A M B)

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

16.07.2024

Heard Shri R. Sharma, learned counsel for the petitioners.

Also heard Shri N.J. Gogoi, learned Standing Counsel, Assam State Agricultural Marketing Board and Shri R. Bora, learned Standing Counsel, Agriculture Department.

The writ petition was instituted in the year 2019 with a prayer for release of the monthly salaries since October, 2017. As per the projection made in the writ petition, the petitioners were appointed in various posts in the North Lakhimpur Regulated Market Committee under the Assam State Agricultural Marketing Board from the years 1986-2000. Though the salaries were paid initially, there were irregularities in payment of salaries and no salaries were

paid since November, 2017.

Shri Sharma, the learned counsel for the petitioners has submitted that he has been informed that salaries of some months have been paid. He is however not equipped with the details of the period.

Shri Gogoi, the learned Standing Counsel has however submitted that as per the telephonic instructions from the Secretary, North Lakhimpur Regulated Market Committee, salaries to the petitioners have been paid from June 2017 for seven months. He is however not having the rest of the instructions.

Considering the above facts and circumstances that salaries for some period have been paid, the writ petition is disposed of by directing the respondent authorities to take steps for release of the pending salaries to the petitioners. The same may be made within a period of 6 (six) months from the date of receipt of certified copy of this order. However a verification is to be made as to whether the petitioners have rendered their service in that particular period.

JUDGE

Comparing Assistant