

GAHC010274962023



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

**Case No. : WP(C)/7061/2023**

JAYANTA KUMAR BANIK  
SON OF- LATE JAGADISH CHANDRA BANIK,  
RESIDENT OF WARD NO. 15, SUBASH NAGAR,  
NEAR SAMSAN KALIBARI (BANAMALI),  
KARIMGANJ, ASSAM, PIN- 788710.

VERSUS

THE STATE OF ASSAM AND 6 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT,  
DISPUR, GUWAHATI-6.

2:THE COMMISSIONER  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT  
JURIPAR  
PANJABARI  
GUWAHATI-37.

3:THE DEPUTY SECRETARY TO THE GOVERNMENT OF ASSAM  
PANCHAYAT AND RURAL DEV. DEPARTMENT  
DISPUR  
GUWAHATI-6.

4:THE DEPUTY COMMISSIONER  
KARIMGANJ  
ASSAM  
PIN- 788710.

5:THE PROJECT DIRECTOR  
DRDA  
KARIMGANJ

ASSAM  
PIN- 788710.

6:THE BLOCK DEVELOPMENT OFFICER  
LOWAIRPUA DEVELOPMENT BLOCK  
P.O. HATHIKHIRA  
VILLAGE- LOWAIRPUA

DISTRICT- KARIMGANJ  
ASSAM

PIN- 788726.

7:THE BLOCK DEVELOPMENT OFFICER  
NARSHINGPUR DEVELOPMENT BLOCK  
P.O.- NARSHINGPUR

DISTRICT- CACHAR  
ASSAM- 788115.

8:THE ACCOUNTANT GENERAL (A AND E)  
ASSAM

MAIDAMGAON  
GUWAHATI-2

**Advocate for the Petitioner** : MR. D HUSSAIN, MR. R A MAZUMDER, MD I H LASKAR, MR. R A CHOUDHURY

**Advocate for the Respondent** : SC, P AND R.D., SC, AG (A AND E), MR C BARUAH, GA, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE SUMAN SHYAM**

**ORDER**

**Date :** 27-11-2024

Heard Mr. R.A. Mazumder, learned counsel for the writ petitioner. Also heard Mr. C. Baruah, learned standing counsel, AG(A&E), Assam who has produced a copy of the communication dated 13-06-2024 issued by the Addl. Secretary to the Govt. of Assam, P&RD Department, Assam to submit that a sum of Rs. 3,76,311/- as arrear salary payable to the petitioner has already been sanctioned by the Govt. and it is now for the disbursing authority/ concerned Treasury to disburse the amount to the petitioner. Mr. Baruah

submits that save and except receiving copy of the sanction letter for necessary information and updating record, office of the AG(A&E) has no further role to play in the matter nor does AG(A&E) have any objection to the release of the amount in favour of the petitioner.

Mr. S. Dutta, learned standing counsel, P&RD Department, Assam is present and supports the said submission of Mr. Baruah.

In view of the above and as agreed to by Mr. Mazumder, learned counsel for the petitioner, this writ petition stands closed by granting liberty to the petitioner to move the appropriate authority for release of the amount.

It is made clear that since the amount as mentioned above has already been sanctioned, the respondents will now take necessary steps for release of the same without undue delay.

By retaining a copy of the communication dated 13-06-2024 in the record of this case, this writ petition stands disposed of.

**JUDGE**

GS

**Comparing Assistant**