



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

Case No. : WP(C)/167/2022

SMTI. MIZENLAKGE @ MEZENLAKGE
W/C LABOUR(FIXED),
PEREN, NAGALAND,

VERSUS

THE STATE OF NAGALAND AND 7 ORS
THROUGH THE CHIEF SECRETARY TO THE GOVERNMENT OF
NAGALAND, KOHIMA

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
NAGALAND

PERSONNEL AND ADMINISTRATIVE REFORMS DEPARTMENT
NAGALAND
KOHIMA

3:THE FINANCIAL COMMISSIONER TO THE GOVERNMENT OF
NAGALAND

NAGALAND
KOHIMA

4:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
NAGALAND

PUBLIC WORKS DEPARTMENT(HOUSING)

NAGALAND
KOHIMA

5:THE ENGINEER-IN-CHIEF

NAGALAND PUBLIC WORKS DEPARTMENT(NPWD)
NAGALAND
KOHIMA

6:THE EXECUTIVE ENGINEER

PUBLIC WORKS DEPARTMENT(H)

DIVISION NO.1
KOHIMA
NAGALAND

7:THE SUB-DIVISIONAL OFFICER

PUBLIC WORKS DEPARTMENT(H)

PEREN
NAGALAND

8:THE DIVISIONAL ACCOUNTANT

PUBLIC WORKS DEPARTMENT(H)

DIVISION NO.1
KOHIMA
NAGALAN

Advocate for the Petitioner : KEKHRIESENULO, H ZELIANG

Advocate for the Respondent : GOVT ADV NL,

BEFORE
HON'BLE MR. JUSTICE MANASH RANJAN PATHAK

ORDER

Date : 09-04-2025

Heard Ms. Kekhriesenuo, learned counsel for the petitioner and Ms. Livika, learned Government Advocate for the State respondents.

2. The claim of the petitioner herein is that she is serving as Work

Charged employee since 21.02.1996, under the establishment of Sub-Divisional Officer, PWD, Peren. However, since March, 2022, she was not paid her monthly salary. As such, she filed this writ petition on 24.08.2022 claiming for her arrear salary since March, 2022, and also to grant her minimum scale of pay as per her entitlement.

3. The Government of Nagaland, Personnel and Administrative Reforms Department (Administrative Reforms Branch), Nagaland, Kohima vide Office Memorandum No. AR-3/GEN-67/2001 dated 05.03.2025, on being approved by the Cabinet specified that all Work Charged and Casual Employees in all the Departments of the State of Nagaland whose names have been duly verified by the District Level Verification Committee and registered in PIMS, receiving fixed pay shall be granted scale of pay as per the Revision of Pay, 2015 w.e.f. 01.04.2025.

4. Ms. Kekhriesenuo, learned counsel for the petitioner on instruction submitted that the petitioner in the meanwhile received her arrear salary with effect from March, 2022, as claimed in this writ petition.

5. The prayer of the petitioner for her minimum scale of pay has also been taken care of by the above Office Memorandum dated 05.03.2025, of the State Government.

6. In view of the above, the writ petition is disposed of with a direction that, in the event the petitioner has been duly verified by the District Level Verification Committee and she is registered in PIMS, receiving fixed pay, she shall be granted the scale pay as per her

entitlement w.e.f. 01.04.2025.

7. However, the case of the petitioner for her scale pay shall be considered in terms of the Office Memorandum No. AR-3/GEN-67/2001 dated 05.03.2025, and the notification No. AR/LEGAL-5/8/2024 dated 05.03.2025 both issued by the Government of Nagaland, in the Personnel and Administrative Reforms Department (Administrative Reforms Branch), Nagaland, Kohima.

8. This writ petition stands disposed of accordingly.

JUDGE

Comparing Assistant