

WP(C) 5019/2006

BEFORE

THE HON'BLE MR JUSTICE H. N. SHARMA

Heard Mr.K.P.Sarma, learned counsel for the petitioner.

The short grievance raised in this petition is that the petitioner who is serving as UDA was transferred from the Office of the Executive Engineer, PHE Bongaigaon Division to Goalpara in the Office of the Executive Engineer, PHE, Goalpara Division vide order dated 14.6.06 issued by the Additional Chief Engineer (PHE), Assam, Guwahati. Pursuant to the said order, the petitioner was released from Bongaigaon on 21.6.06 and he joined in his transferred post on 21.6.06 itself. After joining at Goalpara, the monthly salary of the petitioner has not been paid since the date of his joining at Goalpara.

The regular salary of the petitioner cannot be stop on his transfer to a different establishment unless there is certain specific reason behind it. In the instant case, it is stated that there is no such reason entitling the petitioner to pay his monthly salary.

In that view of the matter, this petition is disposed of at the motion stage itself with a direction that the concerned authorities, more particularly, the Executive Engineer(PHE) Goalpara Division-respondent No.4 shall take necessary steps to pay the monthly salary of the petitioner with the arrears within a period of 2(two) weeks from the date of receipt of the certified copy of this order to be submitted by the petitioner, unless there is any statutory bar.