

WP(C) 310/2013

PRESENT

HON'BLE MR JUSTICE UJJAL BHUYAN

Heard Mr. M. Sarania, learned counsel for the petitioner and Mr. B.S. Basumatar y, learned Standing Counsel, Assam Plains Tribes Development Corporation Ltd. Petitioner is serving as Branch Manager in Howly Branch of Assam Plains Tribes Development Corporation Ltd.(Corporation). According to the petitioner, he would be retiring on attaining the age of superannuation on 28.2.2013 as per present retirement age, based on the office memorandum dated 31.10.2012 of the Governm ent of Assam in the Finance (Estt-A) Department, which provides that if the reti rement date falls on any date other than the first day of the month, the superan nuation date should be taken as the last day of the month.

By way of this writ petition, petitioner has sought for a direction to the Corp oration to enhance the retirement age up to 60 years in terms of the decision taken by the Government of Assam in the Public Enterprises Department dated 29. 2.2008 whereby retirement age of employees of Pubic Sector Enterprises in the State of Assam has been enhanced from 58 to 60 years .

Similar prayer was made in WP(C) No.5942/2012(Indra Nath Doley vs. Assam Plains Tribes Development Corporation Ltd.), which was disposed of on 29.1.2013. By th e said order, Corporation was directed to take a decision regarding enhancement of retirement age of its employees to 60 years within a period of one month. The said direction shall cover the present case as well. Corporation shall also co nsider present superannuation age of the petitioner in terms of Govt. Office Me morandum dated 31.10.2012.

With petition stands disposed of.