

GAHC010059742023



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

**Case No. : WP(C)/1561/2023**

NAKIB SAIKIA AND 19 ORS  
S/O- LATE DR. T SAIKIA,  
R.O- HATIGAON, LNB ROAD,  
H.NO-7, GUWAHATI, KAMRUP (M), ASSAM, PIN-781038

2: GYANENDRA SARKAR  
S/O- LATE NAGARBASI SARKAR

R.O- AMBAGAN  
WARD NO-8

P.O- TEZPUR

DIST- SONITPUR

ASSAM  
PIN-784001

3: PULIN PHUKAN  
S/O- LATE TILOK PHUKAN

R.O- SNB ROAD  
JORHAT  
P.O- JORHAT

DIST- JORHAT

ASSAM  
PIN-785001

4: MD. JOYAN ALI  
S/O- LATE MOHAMMAD ALI

R.O- VILLAGE BANGALPARA

P.O- BHASKAR BAZAR  
P.S- HAJO

DIST- KAMRUP

ASSAM  
PIN-784001

5: LABANYA BORAH  
D/O- LATE BAPUKAN BORAH

R.O- SIVASAGAR  
PHUKAN NAGAR  
WARD NO-14

P.O- SIVASAGAR

DIST- SIVASAGAR

ASSAM  
PIN-785640

6: KISHORE BARUAH  
S/O- LATE MANINDRA KUMAR BARUAH

R.O- BIRUBARI  
RUPNAGAR  
GMCH ROAD  
GUWAHATI  
KAMRUP METRO  
ASSAM  
PIN-781016

7: SYED MEHMOOD HASSAN  
S/O- LATE SYED IRSHAD HUSSAIN

R.O- DURANBASTI  
BYE LANE NO-12  
FAKHARUDDIN ALI AHMED NAGAR  
SIXMILE

GUWAHATI  
KAMRUP METRO  
ASSAM

8: TILESWAR BASUMATARY

S/O- LATE BIJEN CHANDRA BASUMATARY  
R.O- HATIMATHA  
KOKRAJHAR  
WARD NO-8

P.O- KOKRAJHAR  
DIST- KOKRAJHAR  
ASSAM

9: PRABHAT KR. BORTHAKUR  
S/O- LATE JADU NATH BARTHAKUR

R.O- KALYANOPUR  
PULIBOR  
JORHAT

ASSAM

10: ATUL CHANDRA BARUAH  
S/O- LATE MILIK CHANDRA BARUAH

R.O- MORIGAON  
TOWN  
WARD NO-4  
M.B ROAD  
P.O- MORIGAON  
ASSAM  
PIN-782115

11: DEBENDRA NATH  
S/O- LATE NAURAM NATH

R.O- COLLEGE NAGAR  
P.O- DHUPDHARA  
DIST- GOALPARA  
ASSAM  
PIN-783123

12: ABDUL RAUF CHOUDHURY  
S/O- LATE HABIB ALI CHOUDHURY

R/O- VILLAGE MEHER PUR  
SILCHAR

DIST- CACHAR  
ASSAM

PIN-788015

13: MUNINDRA NATH BHATTACHARYA  
S/O- LATE NAGENDRA NATH BHATTACHARYA

R.O- VILLAGE DAKHINGAON  
P.O- KAHILIPARA

GUWAHATI  
KAMRUP METRO  
ASSAM  
PIN-781019

14: MD. DEHNUR ALI AHMED  
S/O- LATE NIZAMUDDIN AHMED  
R/O- SANTIPUR PATH  
NA ALI  
LICHUBAGAN  
NEAR GATTANI FLOUR MILL  
JORHAT  
ASSAM  
PIN-785001

15: ROBIN GOGOI  
R/O- KACHU GAON

P.O- POLIBOR  
DIST- GOLAGHAT  
PIN-785621

16: HAREN BARTHAKUR  
R/O- CHOLADHARA GYANPITH  
JORHAT  
ASSAM

17: ROBINDRA NATH BARUAH  
S/O- LATE RAMA KANTA BARUAH  
R/O- VILLAGE AGCHIA  
P.O- AGCHIA (PALASHBARI)

DIST- KAMRUP  
ASSAM  
PIN-781128

18: MD. SORMAN ALI MOLLAH  
S/O- LATE ROSTAM ALI MOLLAH  
R/O- VILLAGE MANASPURA  
P.O- LAKHIPUR

DIST- GOALPARA  
ASSAM

19: PRADYUMNA BORGOHAIN

S/O- LATE BALURAM BORGOHAIN  
R/O- JOYSAGAR  
SIBSAGAR  
PIN-785665

20: GANGADHAR DAS  
S/O- LATE HORIPAD DAS

R/O- VILLAGE BARSIDHANI (SUKILARPARI)

P.O-BAGHNARA BAZAR  
DIST- BAJALI  
ASSAM  
PIN-78132

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,  
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT, DISPUR, GHY-06

2:THE COMMISSIONER AND SECRETARY  
TO THE GOVT. OF ASSAM  
FINANCE (PRU) DEPARTMENT  
DISPUR  
GHY-06

3:THE COMMISSIONER  
PANCHAYAT AND RURAL DEVELOPMENT  
ASSAM  
PANJABARI  
JURIPAR  
GUWAHATI-37

4:THE PRINCIPAL ACCOUNTANT GENERAL  
(A AND E)  
ASSAM  
MAIDAMGAON  
BELTOLA  
GUWAHATI- 2

**Advocate for the Petitioner : MR. U K NAIR**

**Advocate for the Respondent : SC, FINANCE**

**BEFORE  
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

**Judgment and Order (Oral)**

**Date:25.01.2024**

Heard Mr. H.K. Das, learned counsel for the petitioners. Also heard Mr. N.K. Debnath, learned Standing Counsel, Panchayat and Rural Development Department for the respondent nos. 1 & 3, Mr. R. Bopujari, learned Standing Counsel, Finance Department for the respondent no.2 and Mr. A. Hassan, learned Standing Counsel, Accountant General for the respondent no.4.

2] This writ petition is preferred by as many as 20 (twenty) petitioners espousing common causes of action. The writ petitioners had rendered their services as Block Development Officers (BDOs) under the Government of Assam till their superannuations, as such, save and except the petitioner no.1 who was promoted and superannuated from the post of Deputy Chief Executive Officer. In Paragraph-3 of the writ petition the various dates of appointments and date of superannuation of the respective petitioners are provided. The detailed service particulars of the petitioners are extracted below:

SL no	Detail of petitioners	Date of appointment	Date of Retirement/post
1	Nakib Saikia	29.10.1983 (BDO)	31.08.2020 (Deputy CEO)
2.	Gyanendra Sarkar	14.05.1990 (BDO)	31.03.2020 (BDO)
3.	Pulin Phukan	30.11.1988 (BDO)	31.08.2017 (BDO)
4.	Md. Joyan Ali	05.02.1985 (BDO)	31.01.2018 (BDO)
5.	Labanya Borah	29.01.1986 (BDO)	31.10.2019 (BDO)
6.	Kishore Baruah	06.12.1988 (BDO)	30.09.2017 (BDO)
7.	Syed Mahmood Hassan	22.06.1989 (BDO)	30.06.2017 (BDO)
8.	Tileswar Basumatary	09.09.1983 (BDO)	31.05.2017 (BDO)
9.	Prabhat Kr. Borthakur	20.09.1983 (BDO)	30.04.2018 (BDO)
10.	Atul Chandra baruah	28.06.1983 (BDO)	31.12.2019 (BDO)
11.	Debendra Nath	27.06.1983 (BDO)	30.11.2018 (BDO)
12.	Abdul Rouf Choudhury	05.09.1983 (BDO)	30.06.2020 (BDO)
13.	Munundra Nath Bhattacharyya	20.06.1983 (BDO)	31.01.2021 (BDO)
14.	Md. Dehnur Ali Ahmed	08.07.1983 (BDO)	28.02.2018 (BDO)
15.	Robin Gogoi		31.01.2017 (BDO)
16.	Haren Borthakur	20.06.1983 [EO (C)]	30.04.2016
17.	Robindra Nath Baruah		
18.	Md. Sorman Ali Mollah	23.06.1983 [EO(C)]	28.02.2018 (BDO)
19.	Pradhyumna Borgohain	08.12.1983 (BDO)	31.12.2019 (BDO)
20.	Gangadhar Das	16.12.1988 (BDO)	31.01.2017 (BDO)

During their services, the pay was revised by the Assam Services (Revision of Pay) Rules, 2017 [herein after referred to as RoP Rules of 2017].

3] As per the RoP recommendation, which was accepted by the Government, the grade pay of the BDO's were revised from PB-3, 8,000 – 35,000 with Grade pay 4,700 to PB-3, 22000-87000 with Grade pay 10,900. Subsequently, this pay was further revised from PB-3 8000-35,000 with grade pay 4700 to PB-4, 30,000 – 1,10,000 with grade of 12,700. In terms of the pay revision, the petitioners were entitled to higher pay as per the Fitment Table provided for under the RoP Rules of 2017. Learned counsel for the petitioners submits that although the petitioners were granted the benefit of higher pay scale, the benefit ultimately could not be received by the petitioners because in the meantime they had superannuated from service and the appropriate Fitment Table which was required for giving them benefit as conferred under the ROP Rules of 2017 was not provided for by the respondent no.2 Finance Department.

4] Mr. H.K. Das, learned counsel for the petitioners refers to few examples to show that the benefit which has been conferred to the petitioners pursuant to the revision of pay, which, however, could not be received because of the absence of the appropriate Fitment Table. It is submitted by the learned counsel for the petitioners that representations were filed before the competent authority on various occasions requesting for issuance of appropriate directions

for Fitment Table and the same were also send to the office of the Accountant General in order to that the benefit of the higher pay can be released to the petitioners. It is further submitted by the learned counsel for the petitioners that the Accountant General has also communicated with the office of the Finance Department requesting for appropriate Fitment Table to be issued in order to grant the benefit of higher pay to the BDOs. It is submitted that subsequently on 02.03.2023 (page-80 Annexure P/23) the Finance Department communicated to the Accountant General in regard to the fixation of pay of BDO on 01.04.2016 that the procedure prescribed under the Case-1A of Appendix-VI RoP Rules of 2017 is to be followed. The said letter also includes the Amended Table 1.18 as per the notification no.FPC/43/2018/3 dated 09.03.2019. Pursuant thereto as the said communication also did not redress the claim of the petitioners, further representation was preferred requesting for fixation from revised pay structure of the BDO's as per the revised notification dated 23.02.2021. It is submitted by the learned counsel for the petitioners that by notification dated 23.02.2021 the benefit of higher pay order conferred as reflected in the said notification issued by the Commissioner and Secretary, Government of Assam, Finance (PRU) Department. Mr. H.K. Das, learned counsel for the petitioners submits that pursuant to the said notification another notification dated 29.07.2021 (Annexure-P/3) was issued, whereby the benefit was to be conferred from

01.04.2021. Subsequently, however, by notification dated 11.07.2022, the earlier notification dated 29.07.2021 was cancelled. By the subsequent notification the benefit was directed to be conferred from 01.04.2016. Thereafter, by a communication dated 14.07.2022 (Annexure- P/11), the Finance (PRU) Department informed the Accountant General's Office thereby allowing the upgradation and fixation of the pay of BDOs with effect from 01.04.2016 and it was provided that the procedure shown as Case-1 A of Appendix VI of the Assam ROP Rules of 2017 may be followed. The amended table 1.8 as per notification dated 09.03.2019 was also enclosed. Subsequently, however, this decision was cancelled by subsequent notification no.FPC.10/2017/129 dated 18.07.2022 This was followed by the Finance Department by its notification dated 13.09.2022 informing the Office of the Accountant General that in respect of fixing the pay of BDO in the Fitment Table 1.21 is to be followed with effect from 01.04.2016. Thereafter, the Accountant General by its communication dated 15.11.2022 requested the Finance Department to intimate the Office of the Accountant General as to which order is to be followed, namely, order dated 14.07.2022 (Annexure-P/11) or order dated 13.09.2022 for fixation of BDOs on revision of pay with effect from 01.04.2016. The said communication also enclosed a comparison of the fixation of pay with effect from 01.04.2016 as per the Fitment Table 1.18 and 1.21 and case-1A for ready reference of the Finance

Department.

5] This was followed by subsequent communication dated 25.01.2023 (Annexure – P/20) requesting for instructions of the appropriate Fitment Table for granting of pay benefits. Mr. H.K. Das, learned counsel for the petitioners submits that although the benefit of revision of pay has been granted to the petitioners, however, referring to some illustrations in respect of how the writ petitioners have been denied the benefit of the revised pay due to the absence of an appropriate Fitment Table, Mr. H.K. Das, learned counsel for the petitioners has referred to Paragraph-29 of the writ petition. Referring to the said chart Mr. HK Das submits that the writ petitioner no.1 Shree Nakeeb Saikia for instance was given the benefit of revised pay of Rs.66,810/- by applying Fitment Table 1.18 as per the RoP Rules of 2017. However, if the Fitment Table 1.21 would have been applied then the benefit of revised pay had been amounted to Rs.62,770/-, which is less than the benefit earlier conferred by the order of the Finance Department. It is submitted that notwithstanding the repeated representations submitted by the petitioners and the communications of the Accountant General Office, the Department has failed to provide the appropriate Fitment Table and therefore, depriving the writ petitioners from availing the benefit of higher pay scale.

6] Mr. R. Borpujari, learned Standing Counsel, Finance Department submits that the amended Fitment Table of 1.18 has already been provided and as per that Fitment Table, the benefit as required to be conferred to the petitioners are required to be released by the Accountant General's office. Mr. Borpujari by referring to relevant paragraphs of the counter affidavit has submitted as to how the benefit of revised pay scale has been conferred. Mr. Borpujari submits that since the amended Fitment Table 1.18 has been already issued to the Accountant General Office, the benefits as payable to the petitioners should be released from the Office of the Accountant General.

7] Mr. A. Hassan, learned Standing Counsel, Accountant General, on the other hand, submits that whatever instructions are received from the Finance Department in respect of the amended Fitment Table, the amount payable to the petitioners will be released. The Accountant General does not dispute that the amended Fitment Table 1.18 has been received and on the basis of that benefits payable to the petitioners will be released.

8] Heard learned counsel for the parties and pleadings on records have been carefully perused. Elaborate submissions of the respective counsel have been duly taken note of.

9] At the outset it is seen that there is no dispute that the pay benefit of the

BDOs has been revised and they are entitled to higher pay scale as per the orders passed by the Department issued on 23.02.2021. As per this order from the existing pay scale PB-3, Rs.8,000 – Rs.35,000 with grade pay of Rs.4700, revised pay structure conferred to the BDOs is in PB-4, Rs.30,000 to Rs.1,10,000 with grade pay of Rs.12,700. Although initially this benefit was to be conferred from 01.04.2021, subsequently, the said benefit was conferred from 01.04.2016. Going by the illustration given in the writ petition, it is seen that the benefit which has been conferred on the petitioners by the order dated 23.02.2021 cannot be conferred by applying the Table 1.18 or the amended Fitment Table 1.18. As per the amended Table 1.18, the benefits conferred on the petitioners for instance in the case of Shree Nakeeb Saikia as per the order dated 23.02.2021 would be Rs.66,810/- , whereas if the amended Fitment Table 1.18 is applied then the benefit which is ultimately conferred to the petitioner Shree Nakeeb Saikia falls below the revised amount of Rs.66,810/. Likewise in respect of all the writ petitioners if amended Fitment Table 1.18 or 1.21 is to be applied then the ultimate benefits of the revised pay conferred to the petitioner by the order dated 23.02.2021 will fall below the benefit ultimately conferred by the Government. There is no dispute also that any benefit that is granted in terms of the Pay Commission recommendation and accepted by the Government, an appropriate manner for conferring of the said benefit will have

to be provided by the concerned Department, namely, the Finance Department. This benefit which is to be conferred for allowing the beneficiaries to receive the higher pay is by way of an appropriate Fitment Table. The writ petitioners in their writ petition while submitting their representations had also submitted before the Department a Fitment Table (Annexure- P/21), which according to them would be an appropriate Fitment Table for granting the benefits and for the petitioners to avail the benefits as conferred by the order dated 23.02.2021. Under such circumstances, the petitioners have approached this Court praying for appropriate order for setting aside and quashing the impugned order dated 02.03.2023 and also for a mandamus to the respondent Department to propose the right Fitment Table for conferring the benefits on the petitioners of the higher pay granted to them.

10] Upon careful perusal of the pleadings available on record along with the RoP of 2017, what not in dispute are the benefits conferred to the petitioner by way of the notification dated 23.01.2021 by the Department of Finance. These benefits have not been altered or withdrawn on the effective date of implementation. Although initially it was made effective from 01.04.2021, subsequently, the amendments were issued making it effective from 01.04.2016. However, these benefits ultimately could not be availed of by the petitioners as there is no appropriate Fitment Table communicated by the

Finance Department to the Accountant General Office enabling the petitioners to be granted the appropriate revised higher scale of pay as per the order of grant of higher revised scale of pay. In the illustration which are presented in the writ petition and the counter illustration which are presented in the counter affidavit filed by the respondents what is seen is that by applying the amended Fitment Table 1.18 with Case 1A and Fitment Table 1.21. It is seen that ultimately benefit of higher pay as recommended by the RoP and adopted by the State was not received by the petitioners as Fitment Table 1.18 would have been applied. Unless the proposed Fitment Table submitted by the petitioners or a similar table which corresponds to the benefits conferred are applied to, this Court is of the view that although the benefits have been conferred the manner as to how the benefit would ultimately be released to the respective petitioners are to be decided in terms of the rates and figures available as per the appropriate Fitment Table. The Fitment Tables, which are stated to be applicable by the respondents are found to be not applicable to the petitioners as ultimately the benefits of revised higher pay scale are not seen to be received, if Fitment Tables relied upon by the Finance Department are applied. At the same time, the proposed Fitment Table which is enclosed by the petitioners by showing it applicable to grant them the benefit of the revised higher pay scale, is seen to be available before the Department and the Department is yet to take

a call on the suggestion. The said representation along with the proposed Fitment Table was rejected by the Finance Department by its communication dated 24.03.2023 (Page-100). The proposed Fitment Table has been placed under:

Fitment Table of Revised Pay Structure P.B.-4 Rs.30,000 -1,10,000/- GP-12700 Corresponding to Scale Rs.8,000 – 35,000, GP Rs.-4700

As per Notification Memo No.FPC.10/2017/93 – A dated Dispur the 23<sup>rd</sup> Feb., 2021/of Finance (PRU) Department, Govt. of Assam.

Stage of pay after 3% increment	RoP 2010 PB 8000-35000	Revised P.B. 30000 - 110000	
		Grade Pay 12700	
		Total Pay	Of which PB pay
A	B	C	D
1	12700	42700	30000
2	13090	43990	31290
3	13490	45310	32610
4	13900	46670	33970
5	14320	48070	35370
6	14750	49520	36820
7	15200	51010	38310
8.	15660	5240	39840

9.	16130	54120	41420
10	16620	55750	43050
11	17120	57430	44730
12	17640	59160	46460
13	18170	60940	48240
14	18720	62770	50070
15	19290	64660	51960
16	19870	66600	53900
17	20470	68600	55900
18	21090	70660	57960
19	21730	72780	60080
20	22390	74970	62270
21	23070	77220	64520
22	23770	79540	66840
23	24490	81930	69230
24	25230	84390	71690
25	25990	86930	74230
26	26770	89540	76840
27	27580	92230	79530

28	28410	95000	82300
29	29270	97850	85150
30	30150	100790	88090
31	31060	103820	91120
32	32000	106940	94240
33	32960	110150	97450
34	33950	113460	100760
35	34970	116870	104170
36	36020	120380	107680
37	37100	124000	111300
38	38220	127720	115020
39	39270	131560	118860

The amended Table 1.18 as per Notification No.FPC.43/2018/3 dated 09.03.2019 is enclosed herein below:

### **Amended Table 1.18**

Table No.1.18			
Stage of pay after 3% increment	RoP 2010 PB 8000- 35000	Revised P.B. 22000 - 10900	
	Grade Pay		Grade Pay 10900

	4700		
		Total Pay	Of which PB pay
A	B	C	D
1	12700	32900	22000
2	13090	33890	22990
3	13490	34910	24010
4	13900	35960	25060
5	14320	37040	26140
6	14750	38160	27260
7	15200	39310	28410
8.	15660	40490	29590
9.	16130	41710	30810
10	16620	42970	32070
11	17120	44260	33360
12	17640	45590	34690
13	18170	46960	36060
14	18720	48370	37470
15	19290	49830	38930
16	19870	51330	40430
17	20470	52870	41970

18	21090	54460	43560
19	21730	56100	45200
20	22390	57790	46890
21	23070	59530	48630
22	23770	61320	50420
23	24490	63160	52260
24	25230	65060	54160
25	25990	67020	56120
26	26770	69030	58130
27	27580	71100	60200
28	28410	73240	62340
29	29270	75440	64540
30	30150	77710	66810
31	31060	80050	69150
32	32000	82460	71560
33	32960	84940	74040
34	33950	87490	76590
35	34970	90120	79220
36	36020	92830	81930

37	37100	95620	84720
38	38220	98490	87590
39	39270	101450	90550
40	40560	104500	93600
41	41780	107640	96740

**The Assam Gazette, Extraordinary, March 17, 2017**

**Case-1A:**

In case the existing Grade Pay has been proposed to be revised to a higher level the following procedure shall be followed-

- i. Depending upon the pre revised Grade Pay, the relevant table may be located. For example- if the pre-revised Grade Pay is Rs.6400/-, Table No.1.25 is to be followed.
- ii. The present pay (PB +GP) in column B of the table may be located. If the present pay (PB + GB) is found in the table, that may be selected.
- iii. If the amount of present pay (PB + GP) fall in between two stages, the higher one of the two may be selected.
- iv. From the selected stage, one may move horizontally into column 'D'. The amount shown there will be the revised pay in the PB and the revised Grade Pay will have to be added to get the total revised Pay (PB + GP).
- v. For example :-

In certain cases the Grade Pay of Rs.64000/- has been proposed to be enhanced to Rs.66000/- while the pay is revised and the Grade Pay of Rs.15700/- is to be granted instead of Rs.15100/- if an employee is drawing Rs.27080 (PB + GP) on 1.4.2016 his revised pay will be fixed at Rs.66890/- (Pay in the PB Rs.51190 + GP of Rs.15700/-).

**Case -2 :**

An employee has reached the maximum of the pay in the pre-revised PB and as per the earlier pay fixation rule he is in the period of two years when one increment is to be held up. The revised recommendation do not contemplate any holding of increment. Accordingly, the said employee will get a fixation as described in the following paras:

- a. If he has not yet completed one year after reaching the highest of the pay in pre-revised PB, then on

1<sup>st</sup> April, 2016 his pay will be fixed at certain stage shown in Column-C. He will thereafter get the next stage of pay in revised PB without any hold up. If the next stage is not reflected in Column C of the Table the same should be calculated by multiplying the amount of the previous stage by 1.03 and rounding off the amount to the next ten rupees.

- b. However, if the next stage calculated in the manner described in (a) above crosses the highest of the revised pay in PB, the increment so calculated shall be given only after following the procedure for crossing the EB as per the recommendation made by the Commission.
- c. If the employee is allowed increment after crossing the EB he will continue to earn increments in the same manner as described in (b) above. For this purpose the relevant pay band will be deemed to have been extended and the next stage of pay shall be worked out by multiplying the amount of the previous stage by 1.03 and then rounding it off to next ten rupees.

11] Under such circumstances, in view of the discussions made by this Court, this Court is of the considered view that the Finance Department will have to specifically lay down an appropriate Fitment Table enabling the petitioners to receive the benefit of higher revised pay scale which have been conferred by the Department as per the notification dated 23.02.2021. Accordingly, this Court is of the view that this issue needs to be revisited by the Department to the extent of deciding an appropriate Fitment Table which will enable the respondents to be conferred with the benefit as conferred by the order dated 23.02.2021.

12] In that view of the matter, this writ petition stands allowed and the impugned communication dated 02.03.2023 is set aside and the matter is remanded back to the Department to examine the issue and pass an appropriate order for revising or amending the Fitment Table to enable them to get the benefits of higher revised pay scale as per the notification dated

23.02.2021 and corresponding order rejecting their claims stands set aside. This entire exercise be concluded by the Finance Department as expeditiously as possible within a period of 60 (sixty) days from the date of receipt of a certified copy of this order. Once the Department takes a decision and a revised Fitment Table is issued which will enable the petitioners to get the benefits of revised higher pay scale then the corresponding benefits will be released by the Accountant General with effect from 01.04.2016

The writ petition stands allowed in terms of the above.

Interim order, if any, stands vacated. Pending Interlocutory Application, if any, are also disposed.

**JUDGE**

**Comparing Assistant**