

**GOVERNMENT OF ASSAM  
FINANCE: EC (III) DEPARTMENT**

**NO. FC (III) 24/92/397**

**DATED: Dispur, the 16<sup>th</sup> December 2000**

OFFICE MEMORANDUM

**SUB: BAN ON ENGAGEMENT OF CASUAL WORKERS/ MRW/ WC EMPLOYEES PURSUANT TO THE JUDGEMENT DT. 18-12-1999 IN WRIT APPEAL NO. 320/98 AND 33 OTHERS.**

1. Government have so far issued several instructions prohibiting engagement of Casual worker/ MRW/ WC employees, the latest being O.M NO.FC (III) 24/92/358 dt. 5/11/99, a copy of which is enclosed for ready reference.
2. This matter was subject to judicial scrutiny in writ appeals No. 320/98 and others. The Hon'ble High Court, in their judgement dt. 18.12.99, have upload the policy of the State Government and accordingly the writs have been dismissed.
3. There have been cases where termination etc., had been stayed at the instance of Judicial authorities. In this context, the Hon'ble High Court had desired that the Government prepare a scheme for regularization of the services of Muster Roll/ Work Charged employees engaged after 1.4.93. in this affidavit, the Government pleaded the inability to prepare any such scheme, in view of its financial constraints. The Hon'ble High Court in its Judgement, dt. 18.12.99. in writ Appeals No. 320/98 and 33 others upheld the view of the Government and left the matter entirely to the State Government.
4. Now, after a careful consideration of all the aspects, it have been decided that the services of all Casual/ Muster Roll/ Work charged employees appointment on or after 01.04.93 (including those whose termination were stayed by Judicial Courts) shall be terminated forthwith, if not already done. Payment of their dues may be made till the date of termination. The salaries of such employees must be drawn latest by 31.0.2001

All the appointing authorities are hereby directed to take action accordingly. Any deviation will be viewed seriously and invite disciplinary action against the Officer and would be deemed to have been an action taken in personal capacity with consequential personal liability.

All the appointing authorities shall report action taken by them to the Finance Deptt through their Administrative Departments.

Yours faithfully

(A.K. Thakur)

Commissioner & Secretary to the Govt. of Assam,

Finance Department.