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

Case No. : WP(C)/341/2026

RAJ MALAKAR
S/O LATE PRAFULLA MALAKAR, VILL. - KHUDRADADHI, P.O. - GERUAH,
P.S. - HAJO, DIST. - KAMRUP, ASSAM, PIN - 781102.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GUWAHATI 781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
HEALTH AND FAMILY WELFARE DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE DIRECTOR OF MEDICAL EDUCATION (DME)
ASSAM
SIX MILE
KHANAPARA
GUWAHATI-22..

4:THE SECRETARY
MEDICAL AND HEALTH RECRUITMENT BOARD
OFFICE OF THE DIRECTOR OF MEDICAL EDUCATION
SIX MILE
KHANAPARA
GUWAHATI-22.

5:THE PUBLIC INFORMATION OFFICER (PIO)
OFFICE OF THE DIRECTORATE OF MEDICAL EDUCATION
ASSAM
KHANAPARA

GUWAHATI-22.

6:THE APPELLATE AUTHORITY OF RTI
OFFICE OF THE DIRECTORATE OF MEDICAL EDUCATION
ASSAM
KHANAPARA
GUWAHATI-22

For the petitioner (s) : Ms. S. B. Choudhury, Advocate

For the respondent (s) : Mr. D. Borah, Advocate
Mr. D. P. Borah, Advocate

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH
O R D E R

27.01.2026

Issue notice making it returnable on 02.02.2026.

2. Mr. D. Borah, the learned counsel accepts notice on behalf of the respondent No.1 and Mr. D. P. Borah, the learned counsel accepts notice on behalf of the respondent Nos.2 to 6. Extra copies of the writ petition be served upon them during the course of the day.
3. The grievance of the petitioner herein is that pursuant to an advertisement issued on 07.12.2024, the petitioner participated in the said recruitment process as an SC candidate and was allocated a Roll Number bearing 12140017. The petitioner along with various others were shortlisted on the basis of the marks and was duly intimated by the notice dated 24.06.2025.
4. At this stage, it is pertinent to take note that from a perusal of the advertisement, it is apparent that there were 10 posts of

Radiotherapy Technicians which were advertised which included 5 posts in the Unreserved Category and 1 post in the SC category.

5. It is the further case of the petitioner that on 12.10.2025, another notice was issued whereby the Roll Numbers of the provisionally selected candidates were mentioned. It is the case of the petitioner that in the said provisional select list, the petitioner's Roll Number was not included. However, only 8 out of 10 persons were provisionally selected.

6. The grievance of the petitioner herein is that the post belonging to the Scheduled Caste has been kept vacant and the petitioner in that regard had submitted request under the Right to Information Act, 2005, but no information has been provided by the respondent Nos.5 & 6. It is under such circumstances, the petitioner is before this Court.

7. The learned counsel appearing on behalf of the respondent Nos.2 to 6 shall apprise this Court on the next date as to whether any Scheduled Caste candidate has been provisionally selected in terms with the notice dated 12.10.2025 and further as to what is the status of the petitioner's application in the recruitment process.

JUDGE

Comparing Assistant