

GAHC010025292026



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

Case No. : WP(C)/705/2026

REZWAN AHMED LASKAR
S/O- MANJUR AHMED LASKAR, VILL AND P.S- BARJATRAPUR, P.S-
BORKHOLA, DIST- CACHAR, ASSAM, PIN-788110, ASSAM

VERSUS

THE STATE OF ASSAM AND OTHERS
TO BE REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, PERSONNEL
DEPARTMENT, DISPUR, GUWAHATI-06

2:ASSAM PUBLIC SERVICE COMMISSION
TO BE REP. BY THE CHAIRMAN
APSC
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-22
ASSAM

3:THE DEPUTY SECRETARY
APSC
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-22
ASSAM

4:THE PRINCIPAL CONTROLLER OF EXAMINATION
APSC
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-22
ASSA

Advocate for the Petitioner : MR. SAYED SALIM AHMED, MR H R A CHOUDHURY

Advocate for the Respondent : GA, ASSAM, SC, APSC

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

11.02.2026

Heard Mr. H. R. A Choudhury, learned counsel for the petitioner, also heard Mr. A. Chakraborty, learned Government Advocate appearing for Respondent No. 1, Mr. P.P. Dutta, learned State Counsel appears for Respondent No. 2, 3 & 4.

The petitioner is aggrieved that pursuant to the Advertisement No. 25PSC/DR-6/3/2024-25 dated 22.01.2025 issued by the APSC for recruitment of Junior Engineer (Civil) under the joint cadre of Public Works Roads Department (PWRD) & Public Works (Building & NH) Department, the petitioner submitted his candidature and appeared for the written test on 20.07.2025 the written test was conducted on the basis of a OMR Answer sheet. Subsequently, the petitioner was confident that he had performed well and he should be selected, but his name did not appear in the selected list of the persons who had cleared the written test. Subsequently, he made an enquiry by filing RTI and informed that his OMR sheet was not examined by the system as there was an error in respect of Roll No. 15598, since there was a discrepancy in the Roll No. which he had put in figures in the OMR sheet. It is his submission that at the time of examination he had requested the invigilator to supply with the different OMR sheet which however was declined. He thereafter filed a representation before the Controller of Examination, APSC. In spite of that his case has not been considered. Being aggrieved the writ petition has been filed.

Having considered the learned senior counsel therefore submits that this a fit case interference by the court and during the consideration of the matter since the process of appointment has already been started one post be kept vacant in the said Department. The learned counsel for the respondents strongly opposes the submissions made. It is submitted that the system will operate in the manner it is required to operate. If there is a mistake in quoting the roll no. then the system will not evaluate the OMR sheet and there was no process for human evaluation at this stage. The appointments have also been made by the PWD Department. However, if any direction regarding appointments has to be issued then the same should be addressed to the PWD Department, which however is not enabled.

Having heard learned counsel for parties

Issued notice returnable within 27.02.2026.

Since the respondents are represented, notices are waived. Extra copies be furnished within a period of one week from today. Respondents have completed their instructions and file necessary affidavit.

Matter be listed again on 27.02.2026.

However, since the PWD Department has not arrayed as respondent, the prayer for interim at this stage cannot be issued.

Petitioner is given liberty to array the Department if so advised.

JUDGE

Comparing Assistant