

GAHC010045052026



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

Case No. : WP(C)/2221/2026

SABIBAR RAHMAN
SON OF LATE ALABAKSH SHEIKH, RESIDENT OF VILLAGE SURJYA
KHATA, WARD NO.2, BILASIPARA, P.O. AND P.S BILASIPARA, DISTRICT
DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, DEPARTMENT OF PANCHAYAT RURAL DEVELOPMENT, ASSAM
DISPUR, GUWAHATI-781006.

2:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
PANJABARI
JURIPAR
GUWAHATI 781037.

3:THE SECRETARY TO THE GOVERNMENT OF ASSAM
PANCHAYAT AND RURAL DEVELOPMENT
DISPUR
GUWAHATI-781006.

4:THE SELECTION BOARD
REPRESENTED BY ITS CHAIRMAN
OFFICE OF THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM
DEPARTMENT OF PANCHAYAT AND RURAL DEVELOPMENT
ASSAM DISPUR
GUWAHATI-781006.

5:THE SELECTION BOARD
REPRESENTED BY THE CHAIRMAN IN THE ESTABLISHMENT OF THE
DISTRICT BAKSA
PANCHAYAT AND RURAL DEVELOPMENT (BTR)
ASSAM
PIN- 78137

Advocate for the Petitioner : MR. R M DEKA, MR A RAHMAN,Mr M U Ahmed

Advocate for the Respondent : GA, ASSAM, SC, P AND R.D.

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 06.05.2026

Heard Mr. R. M. Deka, learned counsel, appearing for the petitioner.
Also heard Mr. S. Dutta, learned Standing Counsel, P&RD Department.

The grievance of the petitioner in the present writ petition is that the Departmental Selection Committee in its meeting held for consideration of the cases of eligible incumbents for promotion to the post of Assistant Engineer from the feeder cadre of Junior Engineer, had not considered the case of the petitioner who was under a cloud, on account of a Departmental proceedings being instituted against him, vide issuance of a show-cause notice dated 13.05.2024. The Selection Committee had admittedly met after the issuance of the said show-cause notice on 13.05.2024.

The contentions of the petitioner is that the Selection Committee in view of the pendency of Departmental proceedings against him, had rejected

the case of the petitioner for such promotion and had not considered his case on merits and kept the findings of the Selection Committee for the purpose in sealed cover.

Mr. S. Dutta, learned Standing Counsel, P&RD, submits that considering the nature of grievance raised by the petitioner, he be granted 02 (two) weeks time to complete his instructions in the matter.

Prayer accepted.

Registry to list this matter again on **20.05.2026**, for motion.

JUDGE

Comparing Assistant