

GAHC010075892018



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

Case No. : WP(C)/2417/2018

HAIDAR HUSSAIN LASKAR
S/O. LT. TAHIR ALI LASKAR, R/O. VILL. PATHARI GRAM, P.O. RAJ NAGAR,
P.S. SILCHAR, DIST.- CACHAR, ASSAM, PIN-788026

VERSUS

THE STATE OF ASSAM AND 3 ORS.
THROUGH THE COMMISSIONER AND SECRETARY TO THE GOVT. OF
ASSAM, DEPARTMENT OF LABOUR AND EMPLOYMENT, DISPUR,
GUWAHATI-781006

2:THE COMMISSIONER OF FINANCE
ASSAM
BELTOLA
GUWAHATI-781028

3:THE DIRECTOR
EMPLOYMENT AND CRAFTSMEN TRAINING ASSAM
REHABARI
GUWAHATI-781028.

4:THE PRINCIPAL (SR.) INDUSTRIAL TRAINING INSTITUTE (ITI)
SRIKUNA
DIST. CACHAR
ASSAM

Advocate for the Petitioner : MR M H AHMED

Advocate for the Respondent : SC, LABOUR AND UNEMPLOYMENT

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 19.02.2024

Heard Mr. M H Ahmed learned counsel for the petitioner.

The basic challenge in this writ petition is that, though the petitioner was selected for regularization after a due selection process, however, another person was regularized in place of the petitioner.

It is the case of the petitioner that he has wrongly been deprived of regularization and he is still continuing in his service in terms of this court's earlier interim order dated 12.03.2007, however, without getting the benefit of regularization.

The respondents have filed an affidavit. The affidavit is not specific as regards the reason for rejection of claim of the petitioner. The record of selection, in the considered opinion of this court, may be necessary for determining the real controversy.

Accordingly Mr. S P Das learned counsel for the respondent shall be ready with the records relating to regularization of service of the petitioner and other persons.

List the matter after 2 (two) weeks.

JUDGE

Comparing Assistant