

GAHC010083492026



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

Case No. : WP(C)/2276/2026

DIBAKAR DEKA
S/O SRI SUBHAGYA RAM DEKA, R/O BHALUKDHARA, ,DHEKIAJULI, P.O.
AND P.S. DHEKIAJLI, DIST. SONITPUR, ASSAM 784110 AND PRESENTLY
RESIDING AT 27TH A.P.BN KHJUABEEL, UDALGURI, ASSAM.

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE ADDL. CHEF SECY. TOTHE GOVT. OF ASSAM,
HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI 06

2:THE SECRETARY TO THE GOVT. OF ASSAM

HOME AND POLITICAL DEPARTMENT
DISPUR
GUWAHATI-06.

3:THE DIRECTOR GENERAL OF POLICE

ASSAM
ULUBARI
GUWAHATI-07.

4:THE INSPECTOR GENERAL OF POLICE (ADMIN)

ASSAM
ULUBARI
GUWAHATI-07

5:THE DY. INSPECTOR GENERAL OF POLICE (ADMIN)

ASSAM

ULUBARI
GUWAHATI-07

6:THE COMMANDANT

27TH A.P.BN. KHAJUABEEL
UDALGURI
ASSAM.

7:THE DEPARTMENTAL PROMOTION COMMITTEE

REPRESENTED BY ITS CHAIRMAN
27TH APBN
KHAJUABEEL
UDALGURI
ASSAM

Advocate for the Petitioner : MR B P BORAH, MR H MAZUMDER

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

04.05.2026

Heard the learned counsel for the petitioner.

Issue notice returnable by 05.06.2026.

Mr. A. Chakrabarty, learned Jr. Government Advocate appears and accepts notices on behalf of all the respondents therefore, notices are waived. However extra copies be furnished within a period of one week from today.

The petitioner is aggrieved by the impugned order of reversion dated 08.04.2026 by which the respondent has cancelled the notification dated

29.01.2026. According to the petitioner the impugned order of reversion is contrary to the provisions of law and the same could not have been issued without putting the petitioner to any prior notice. The further contention is that the order of reversion is premised on the ground that the subsequent amendments to the Rules have altered the eligibility criteria and the petitioner does not fulfill the same. However, the contention of the petitioner is that his promotion is to be given effect to prior to the amendments made to Rules and therefore, on the date when his case was considered he satisfied the criteria of the Rules.

Let the matter be listed on 05.06.2026.

Issue notice on the interim prayer returnable by 05.06.2026.

It is submitted that the petitioner has not been released as on date, if that be so, till the next date of listing the status quo be maintained.

JUDGE

Comparing Assistant