

GAHC010084732024



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

**Case No. : WP(C)/2337/2024**

MUSTAFA ZAMAN  
S/O- MD. ADAM ALI, R/O- VILLAGE- DONGRA, POST OFFICE- DHAKUA,  
POLICE STATION- BARPETA, DISTRICT- BARPETA, ASSAM PIN- 781309

VERSUS

THE STATE OF ASSAM AND 7 ORS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM, DISPUR, JANATA BHAWAN, GUWAHATI-6

2:THE PRINCIPAL SECRETARY  
TO THE GOVERNMENT OF ASSAM

PERSONNEL DEPARTMENT  
DISPUR  
JANATA BHAWAN  
GUWAHATI-6

3:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM  
DEPARTMENT OF SOCIAL JUSTICE AND EMPOWERMENT  
DISPUR  
JANATA BHAWAN  
GUWAHATI-6

4:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM  
HEALTH AND FAMILY WELFARE DEPARTMENT  
DISPUR  
JANATA BHAWAN  
GUWAHATI-6

5:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
HOME AND POLITICAL DEPARTMENT

DISPUR  
JANATA BHAWAN  
GUWAHATI-6

6:THE STATE LEVEL RECRUITMENT COMMISSION FOR CLASS-IV POSTS  
REPRESENTED BY ITS CHAIRMAN/SECRETARY  
ASSAM ADMINISTRATIVE STAFF COLLEGE  
JAWAHARNAGAR  
KHANAPARA  
GUWAHATI-22

7:THE JOINT DIRECTOR OF HEALTH SERVICES  
BARPETA  
DISTRICT- BARPETA  
ASSAM  
PIN- 781301

8:THE MEDICAL BOARD  
REPRESENTED BY THE PRINCIPAL-CUM-CHIEF SUPERINTENDANT  
GAUHATI MEDICAL COLLEGE AND HOSPITAL  
GUWAHATI-32  
ASSA

**Advocate for the Petitioner** : MR. S K ROY

**Advocate for the Respondent** : GA, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

**ORDER**

**Date : 06.05.2024**

Heard Mr. S.K. Roy, learned counsel for the petitioner. Also heard Mr. D. Bora, learned Govt. advocate appearing for respondent nos. 1, 2 and 5, Mr. R.M. Das, learned standing counsel for respondent no.3, Mr. V. Choudhury, leaned standing counsel for respondent no.6, Mr. B. Gogoi, learned standing counsel for respondent nos. 4, 7 and 8.

2. Although the names of the petitioner was recommended vide provisional

result published on 03.05.2023 by the State Level Recruitment Commission for appointment to Class–III post as a PWD (visual impairment with benchmark disability), appointment letters have not been issued and apprehension is expressed that one year validity of the select list would expire on 08.05.2024. Hence, this writ petition is filed under Article 226 of the Constitution of India.

3. Issue notice returnable on 14.06.2024.

4. The requisite extra copy of the petition be served on the learned State and departmental counsel in course of the day.

5. Without expressing any opinion on the claim of the petitioner, insofar as the petitioner is concerned, the provisional result declared by the State Level Recruitment Commission for appointment to Class–III post purportedly declared on 03.05.2023 shall stands extended till the next date of listing.

6. Pendency of this writ petition shall not be a bar for the respondent authorities to examine the claim of the petitioner to issue appointment letter, if not already issued and if the petitioner is found entitled to appointment.

7. List on 14.06.2024.

**JUDGE**

**Comparing Assistant**