

GAHC010105602024



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

Case No. : WP(C)/2756/2024

GANESH BALMIKI
S/O- LATE RANJITLAL BALMIKI, R/O- VILLAGE KACHARIGAON, P.O. AND
P.S. TEZPUR, DISTRICT- SONITPUR, ASSAM, PIN CODE- 784001

VERSUS

THE STATE OF ASSAM AND 5 ORS
THROUGH THE SECRETARY, TO THE GOVERNMENT OF ASSAM, FOREST
AND ENVIRONMENT DEPARTMENT, DISPUR, GUWAHATI- 781006

2:THE STATE LEVEL COMMITTEE FOR COMPASSIONATE APPOINTMENT
REPRESENTED BY ITS CHAIRMAN
THE CHIEF SECRETARY
TO THE GOVERNMENT OF ASSAM
DISPUR
GUWAHATI- 781006

3:THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS
ASSAM
REHABARI
GUWAHATI- 781008

4:THE DISTRICT LEVEL COMMITTEE FOR COMPASSIONATE
APPOINTMENT
REPRESENTED BY ITS CHAIRMAN
THE DISTRICT COMMISSIONER
SONITPUR
P.O. TEZPUR
DISTRICT- SONITPUR
ASSAM
PIN CODE 784001

5:THE CHIEF CONSERVATOR OF FORESTS (T)
UPPER ASSAM ZONE
KACHARIGHAT
GUWAHATI- 781001

6:THE CONSERVATOR OF FORESTS
NORTHERN ASSAM CIRCLE
TEZPUR DISTRICT SONITPUR
ASSAM
PIN- 78400

Advocate for the Petitioner : MR. S C BISWAS

Advocate for the Respondent : SC, FOREST

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 29.05.2024

Heard Mr. S.C. Biswas, learned counsel for the petitioner.

By filing this petition, the petitioner has put to challenge the impugned minutes of the District Level Committee dated 25.07.2023 and 02.08.2023 whereby the claim of the petitioner for appointment on compassionate ground as Sweeper has been rejected.

It is the contention of the learned counsel for the petitioner that the petitioner was engaged as Sweeper in the year 2011 after the death of his father on 17.12.2011. It is further contended that the respondent authority has illegally rejected the claim of the petitioner on the ground of belated application, which is illegal, as the petitioner was immediately engaged as Sweeper on the death of his father on contingency basis.

Issue notice, returnable by four weeks.

Mr. I. Borthakur, learned standing counsel, Forest Department has entered appearance and accepted notice on behalf of respondents No.1, 3, 5 and 6; Mr. D. Bora, learned counsel has accepted notice on behalf of respondents No.2 and 4.

Since the respondents are duly represented by the learned counsel, no formal notice is required to be issued to the said respondents. However, requisite extra copy of the writ petition be furnished to the learned counsel within two days.

Registry is directed to reflect the name of GA, Assam in the Cause List.

JUDGE

Comparing Assistant