

GAHC010110032025



undefined

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

**Case No. : WP(C)/2857/2025**

DULAL HOSSAIN AND ORS  
S/O-JAMIR UDDIN,  
VILL- BORKALIA SURJOMONI,  
P.O- RAVATARY, P.S AND DIST - SOUTH SALMARA,ASSAM, PIN-783127

2: ROBICHAN ALI  
S/O-KALU SHEIKH

VILL- BORKALIA CHATLARPARI

P.O- BORKALIA SERSHOW  
P.S-FAKIRGANJ AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783330

3: LALCHAN ALI  
S/O-SAHER ALI

VILL- BORKALIA SERSHOW

P.O- BORKALIA SERSHOW  
P.S-FAKIRGANJ AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783330

4: MOZIBAR RAHMAN  
S/O-TALEB ALI

VILL- BORKALIA SURJOMONI

P.O- RAVATARY  
P.S AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783127

5: ZAHANGIR ALOM  
S/O-NUR UDDIN AHMED

VILL- BORKALIA SURJOMONI

P.O- RAVATARY  
P.S AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783127

6: SHAHAR ALI KHAN  
S/O-ABDUR ROSHID KHAN

VILL- BORKALIA SURJOMONI

P.O- RAVATARY  
P.S AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783127

7: SAIFUL ISLAM  
S/O-ABDUL JOLIL

VILL- MOIRAKUCHI PART -I

P.O- AIRKATA  
P.S-FAKIRGANJ AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783127

8: SHAHA ALOM  
S/O-AKBOR ALI

VILL- RADHURAM CHALA

P.O- BOROKALIA SHERSHOW  
P.S-FAKIRGANJ AND DIST - SOUTH SALMARA  
ASSAM  
PIN-783330

9: MIR RASHIDUL ISLAM  
S/O-ABDUL MOZID ALI

VILL- CHALA SHERSHOW

P.O- BOROKALIA SHERSHOW  
P.S-FAKIRGANJ AND DIST - SOUTH SALMARA

ASSAM  
PIN-78333

VERSUS

THE STATE OF ASSAM AND ORS  
REP. BY THE HOME DEPARTMENT, DISPUR, GUWAHATI-06, ASSAM

2:THE STATE LEVEL POLICE RECRUITMENT BOARD  
ASSAM  
REPRESENTED BY ITS CHAIRMAN  
REHABARI  
GUWAHATI  
PIN- 781008.

3:THE DIRECTOR GENERAL OF POLICE

ASSAM  
ULUBARI  
GUWAHATI  
PIN- 781007.

4:THE SUPERINTENDENT OF POLICE  
SOUTH SALMARA MANKACHAR  
ASSAM  
PIN-78312

**Advocate for the Petitioner** : MR A ALIM SK, MR K ISLAM,MD. I H KHAN,MS. N  
NASRIN,MR. M U MONDAL

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

**ORDER**

**30.05.2025**

Heard Mr. MU Mondal, learned counsel for the petitioner. Also heard Mr. TC  
Chutia, learned Additional Senior Government Advocate, Assam.

The petitioners are aggrieved that they have not been called for appearing in the *Viva Voce* inspite of obtaining marks higher than the cut off marks which are prescribed for the General, OBC and OMBC categories for post of Constable (UB)/(AB) and no cutoff marks have been given in the category of Home Guard Selection which has undertaken by the State.

According to the learned counsel for the petitioners, the writ petitioner nos. 1, 2, 3 & 4 applied for the post of post of Constable (UB)/(AB), whereas the writ petitioner nos. 5 & 6 applied for seletion and appointment as Home Guard/(VDP), the petitioner no.7 applied for the post of Constable (UB)/(AB)/(APRO) reserved for Sports Persons/NCC and the petitioner nos. 8 & 9 applied for the post of Constable (UB)/(AB)/(APRO) under General Category. It is submitted that notwithstanding adequate marks obtained by the writ petitioners, they have not been called for in the *viva voce* selection for those posts.

Mr. TC Chutia, learned Additional Senior Government Advocate, Assam, will obtain instructions in the matter.

In order to enable Mr. TC Chutia to obtain instruction in the matter, let sufficient copies of the writ petition be furnished to him within 3 (three) working days from today.

Let the matter be listed after 2 (two) weeks.

**JUDGE**

**Comparing Assistant**