

GAHC010116032019



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

Case No. : WP(C)/3562/2019

WASIM RUSKIN KHAN
S/O- AIYNUL HOQUE KHAN, R/O- H.NO. 1140, WARD NO.16, BAPUJI NAGAR
(SALBARI), P.O. AND DIST- GOALPARA- 783126, ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS.
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, PANCHAYAT
AND RURAL DEVELOPMENT DEPTT., DISPUR P.O. GHY-6

2:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT GOVT. OF ASSAM
JURIPAR
PANJABARI P.O. GHY-36

3:THE DIRECTOR
PANCHAYAT AND RURAL DEVELOPMENT GOVT. OF ASSAM
JURIPAR
PANJABARI P.O. GHY-36

4:M/S BLOOM ELECTRONIC PVT. LTD.
A PVT. LTD. COMPANY INCORPORATED UNDER THE COMPANIES ACT
HAVING ITS REGD. OFFICE AT 365
BHARATHIYAR ROAD
NEW SIDHAPUDUR
P.O. COIMBATORE- 641044
TAMILNADU

5:DHRUBO JYOTI CHOWDHURY
R/O- BELTOLA
BALADMARI
P.O. AND DIST- GOALPARA- 783121

6:TANZIL ALI DEWAN
R/O- WARD NO. 14
DOSTINAGAR
P.O. AND DIST- GOALPARA- 783121

7:JOY JYOTI DAS
R/O- BAPUJINAGAR
NEAR NAM GHAR
BALADMARI
P.O. GOALPARA- 783121

8:SHORIFA SULTANA
WARD NO. 16
BAPUJINAGAR
BALADMARI
P.O. AND DIST- GOALPARA- 78312

Advocate for the Petitioner : MR J C GAUR

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

09.10.2023

Heard Mr. J.C. Gaur, learned counsel for the petitioner. Also heard Mr. K. Konwar, learned Additional AG appearing for P&RD and Mr. J.I. Borbhuiya, learned counsel for the respondent nos. 6, 7 & 8.

Mr. K. Konwar submits that instructions have been received and he prays for time to file an affidavit.

Prayer is allowed.

Accordingly, list the matter for admission hearing after 3 (three) weeks enabling the State respondents to file the affidavit, as prayed for.

On 30.03.2023 Mr. J.I. Borbhuiya, learned counsel for the private respondents had submitted before this Court that the petitioner having participated in the selection process, he cannot turn around and challenge the process of selection and its outcome. Today Mr. J.I. Borbhuiya learned counsel for the private respondents further submits that the selected candidates have not been made a party in the writ petition and therefore, the question of maintainability of the writ petition is required to be decided at the earliest stage.

Since the pleadings are not complete, the Department shall complete their pleadings.

The question of maintainability of the writ petition shall be kept open.

List accordingly.

JUDGE

Comparing Assistant