

GAHC010116432025



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

Case No. : WP(C)/3156/2025

MD. SABIBAR RAHMAN
S/O- ALABAKSH SHEIKH,
R/O- SURJYA KHATA,
WARD NO.2, BILASIPARA.
P.O. AND P.S.- BILASIPARA,
DIST.- DHUBRI, ASSAM.

VERSUS

THE STATE OF ASSAM AND ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, DEPARTMENT OF PANCHAYAT AND RURAL DEVELOPMENT,
ASSAM, PANJABARI, JURIPAR, GUWAHATI- PIN 7810137.

2:THE COMMISSIONER
PANCHAYAT AND RURAL DEVELOPMENT
ASSAM
PANJABARI
JURIPAR
GUWAHATI 781037.

3:THE BLOCK DEVELOPMENT OFFICER
DHUBRI DEVELOPMENT BLOCK
DISTRICT - DHUBRI
ASSAM

PIN - 783301.

4:THE BLOCK DEVELOPMENT OFFICER
DEBILOTA DEVELOPMENT BLOCK
DISTRICT - KOKRAJHAR
ASSAM.PIN-782001.

5:THE BDO
BAKSA DEVELOPMENT BLOCK
ASSAM
PIN-783301

6:THE DISTRICT COMMISSIONER
KOKRAJHAR DISTRICT
KOKRAJHAR
ASSAM
PIN-783301.

7:THE ACCOUNTANT GENERAL (A AND E)
ASSAM
MAIDAMGAON
BELTOLA
GUWAHATI-781029

Advocate for the Petitioner : MR. M K SARMA, B KRISHNA,MR S.K. KASHYAP,MR G DAS,MS. S S SAIKIA

Advocate for the Respondent : GA, ASSAM, SC, AG,SC, P AND R.D.

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 09/06/2025

Mr. S.B. Prasad, learned counsel has appeared on behalf of the writ petitioner on being authorized by Mr. M.K. Sarma, learned counsel for the writ petitioner, who is stated to be indisposed.

The petitioner herein is serving as a Junior Engineer under the respondent no. 4 i.e. the Block Development Officer (BDO), Debilota Development Block, District – Kokrajhar, Assam. Aggrieved by the denial of promotion to him to the next higher post of Assistant Engineer, the petitioner has approached this Court *inter-alia* contending that his juniors have been promoted to the rank of Assistant Engineer in violation of the Gradation List dated 12/098/2023.

Ms. N. Bora, learned Standing Counsel, Panchayat and Rural Development Department, Assam, prays for some time to obtain instruction in the matter.

Issue notice of motion returnable in six weeks.

Since Ms. N. Bora, learned Standing Counsel, Panchayat and Rural Development Department, Assam, has accepted notice on behalf of the respondent nos. 1, 2,3,4 & 5; Ms. A. Talukdar, learned Government Advocate, Assam, has accepted notice on behalf of the respondent no. 6 and Mr. S.K. Medhi, learned Standing Counsel, Office of the AG (A&E), Assam, has accepted notice on behalf of the respondent no. 7, service of notice is deemed to be complete in this case. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned Departmental Counsel within seven days from today, so as to enable them to obtain instruction.

Issue notice on the prayer for interim relief. The said prayer will be considered on the returnable date.

List accordingly.

JUDGE

Comparing Assistant