

GAHC010178772025



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

Case No. : WP(C)/4772/2025

MOHOSIN AHMED LASKAR
S/O- LATE ABDUL LATIF LASKAR, R/O- H.NO-46, WARD NO-7, WATER
WORKS ROAD, P.O AND P.S- SILCHAR, ASSAM, PIN-788001

VERSUS

THE STATE OF ASSAM AND ORS
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, DISPUR,
GUWAHATI-06 ,ASSAM

2:THE COMMISSIONER AND SPECIAL SECRETARY
TO THE GOVT. OF ASSAM
PWRD DEPARTMENT
DISPUR
GUWAHATI-06
ASSAM

3:THE DEPUTY SECRETARY
TO THE GOVT. OF ASSAM
PWRD DEPARTMENT
ESTABLISHMENT BRANCH
DISPUR
GUWAHATI-06
ASSA

Advocate for the Petitioner : MR. V A CHOWDHURY, P DAS,MR. ABHIJIT MENA,MR. FIRUZ
KHAN,MR. J PATOWARY

Advocate for the Respondent : SC, P W D, GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE RAJESH MAZUMDAR**

ORDER

09.02.2026

Heard Mr. F. Khan, learned counsel for the petitioner. Also heard Ms. A. Barthakur, learned counsel appearing on behalf of Mr. P. Nayak, learned Standing Counsel, PWD.

The learned counsel for the petitioner has submitted that as on the date of the consideration by the DPC, there was no criminal case pending against the petitioner, inasmuch as, no charge-sheet had been filed till such date. The learned counsel has also submitted that there was no disciplinary proceeding pending against the petitioner, on the date of consideration by the DPC. He therefore submits that the sealed cover procedure could not have been adopted by the respondent authorities to deny him the entitled promotion.

At the consent of the learned counsel for the parties, list the matter again on **21.02.2026**, allowing Mr. Nayak, learned Standing Counsel, PWD to make his submissions.

JUDGE

Comparing Assistant