

GAHC010182702023



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

Case No. : WP(C)/4751/2023

MINJUWARA CHOUDHURY
DAUGHTER OF MD. SAIFUDDIN CHOUDHURY, RESIDING AT VILLAGE-
CHANGSARI, P.O. CHANGSARI, P.S. KAMALPUR, DISTRICT- KAMRUP,
ASSAM, PIN- 781101

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, HEALTH AND FAMILY WELFARE
DEPARTMENT, DISPUR, GUWAHATI- 781006

2:THE DIRECTOR OF MEDICAL EDUCATION
ASSAM
KHANAPARA
SIXMILE
DISTRICT- KAMRUP (M)
ASSAM
GUWAHATI- 781022

3:SMT. ASHIKO RONI
DAUGHTER OF- CHISHOW ASHIKHO
RESIDENT OF VILLAGE- PUNANAMEI
P.O. MAOGATE
PIN- 795150
STATE- MANIPUR
PRESENTLY POSTED IN DIPHU MEDICAL COLLEGE HOSPITAL
DIPHU
PIN- 782460
ASSAM

4:SMT. IROM PREMESHWORI DEVI

DAUGHTER OF SRI ITOMBA SINGH
RESIDENT OF LEISHANGTHEM
THOUBAL
PIN- 795130
MANIPUR
PRESENTLY POSTED IN DIPHU MEDICAL COLLEGE HOSPITAL
DIPHU
PIN- 782460
ASSAM

5:SMT. L. KATIA
DAUGHTER OF LATE A. LOLI
RESIDENT OF MAO GATE
KALINAMAI
VILLAGE- MAO GATE
PIN- 795150
MANIPUR
PRESENTLY POSTED IN DIPHU MEDICAL COLLEGE HOSPITAL
DIPHU
PIN- 782460
ASSAM

6:SMT. LOVELY PONGENER
DAUGHTER OF IMSUMANEN PONGENER
RESIDENT OF HOUSE NO. 13A
BURMA CAMP
POWER HOUSE COLONEY
EAST POLICE STATION
DIMAPUR
SADAR COLONEY
DIMAPUR
PIN- 797112
PRESENTLY POSTED IN DIPHU MEDICAL COLLEGE HOSPITAL
DIPHU
PIN- 782460
ASSAM

7:SMT. RONIKA MAYANGLAMBAM
DAUGHTER OF MAYANGLAMBAM AMUCHOU
SINGH
RESIDENT OF PANGEI
BAZAR
NEAR KARTIC HALL
HEINGANG
IMPHAL
MANIPUR
PIN- 795114
PRESENTLY POSTED IN DIPHU MEDICAL COLLEGE HOSPITAL

DIPHU
PIN- 782460
ASSA

Advocate for the Petitioner : MR S DAS, G BORO,R BARMAN,MR D J HALOI,MR. S A HUSSAIN

Advocate for the Respondent : SC, HEALTH, MR. J I BORBHUIYA (R-4,7),MR. L MOHAN (R-4,7),MR. J PATOWARY (R-3,5,6)

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 31.08.2024

Heard Mr. S. Das, learned counsel for the petitioner. Also heard Mr. J.I. Borbhuiyan, learned counsel for the respondents No.4 and 7; Mr. J. Patowary, learned counsel for the respondents No.3, 5 and 6.

Considering that the parties have relied upon two different advertisements dated 29.09.2020 and 30.09.2020, wherein, an advertisement was issued for filling up post of Staff Nurse (Critical Care) with different terms and conditions. In advertisement dated 29.09.2020, one of the conditions is with regard to permanent residentship certificate of Assam and in another advertisement dated 30.09.2020, the permanent residentship certificate or domicile certificate, if any, have been provided, this Court deem it appropriate to direct the State respondents to file their response clarifying the issue as indicated hereinabove including the merit of the case.

Learned counsel for the petitioner as well as private respondents are also at liberty to file their respective affidavits indicating the above issue on their behalf.

The record of WP(C) 7062/2022 (since disposed of) be tagged with the writ petition.

List this matter after 3 (three) weeks.

JUDGE

Comparing Assistant