

GAHC010210862021



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

Case No. : WP(C)/7042/2021

CHITRA DAS
C/O - PANKAJ KUMAR DAS,
R/O- H.NO-23, S.R.S ROAD, UZANBAZAR,
P.O- UZANBAZAR, P.S- LATASIL,
DIST-KAMRUP(M), ASSAM, PIN-781001

VERSUS

THE STATE OF ASSAM AND 6 ORS
REP. BY THE ADDITIONAL CHIEF SECRETARY TO THE GOVT. OF ASSAM,
PHE DEPARTMENT, DISPUR, GUWAHATI-06

2:THE SECRETARY
TO THE GOVT. OF ASSAM
PHE DEPARTMENT
DISPUR
GUWAHATI-06

3:THE UNDER SECRETARY
TO THE GOVT. OF ASSAM
PHE DEPARTMENT
DISPUR
GUWAHATI-06

4:THE CHIEF ENGINEER (PHE)
WATER
ASSAM
HENGRABARI
GUWAHATI-36

5:THE SECRETARY
TO THE GOVT. OF ASSAM

PERSONNEL DEPARTMENT
DISPUR
GUWAHATI-06

6:THE SECRETARY
TO THE GOVT. OF ASSAM
WELFARE OF PLAINS TRIBES AND BACKWARD CLASSES DEPARTMENT
DISPUR
GUWAHATI-06

7:THE CHAIRMAN
SELECTION COMMITTEE
PHED

FOR SELECTION OF JE FOR PROMOTION TO THE POST OF AE(DH)

OFFICE OF THE SECRETARY
TO THE GOVT. OF ASSAM

PHE DEPARTMENT
DISPUR

GUWAHATI-0

Advocate for the Petitioner : MR. M SARANIA

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

22.12.2021

Heard Shri M. Sarania, learned counsel for the petitioner.

It is the case of the petitioner that she belongs to the ST(P) category and has been deprived from promotion to the rank of Assistant Engineer due to incorrect calculation of posts, which are reserved for the category to which the petitioner belongs. It is the case of the petitioner that out of 8(eight) vacancies, 2(two) posts should have been earmarked for the ST(P) category.

Issue Notice, returnable on 07.01.2022.

Shri A. Baruah, learned counsel appearing on instruction of Shri P.N. Goswami, learned Standing Counsel, PHE accepts notice on behalf of the respondent nos. 1, 2, 3, 4 and 7 whereas Ms. S. Baruah, learned State Counsel accepts notice on behalf of the respondent no. 5 and Shri R. Dhar, learned Standing Counsel, WPT and BC Department accepts notice on behalf of the respondent no. 6. Extra copies of the writ petition be served upon them by tomorrow.

List this case on 07.01.2022.

The prayer for interim order shall be considered on the next returnable date.

JUDGE

Comparing Assistant