

GAHC010211802023



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

Case No. : WP(C)/5747/2023

KHUSBU BASFOR
W/O- SURESH BASFOR,
GRADE IV EMPLOYEE, SDJM(M) OFFICE,
GOSSAIGAON, DISTRICT- KOKRAJHAR,
ASSAM.

VERSUS

THE GAUHATI HIGH COURT AND 4 ORS
REPRESENTED B THE REGISTRAR GENERAL,
GAUHATI HIGH COURT, PIN- 781001.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM

JUDICIAL DEPTT.
DISPUR
GUWAHATI-06.

3:THE CHIEF JUDICIAL MAGISTRATE
KOKRAJHAR
ASSAM
NEAR SBI
COURT PARA

KOKARJHAR
ASSAM
PIN- 783370.

4:PRESIDING OFFICER
SUB DIVISIONAL JUDICIAL MAGISTRATE (M)
GOSSAIGAON

B.T.A.D.
ASSAM
PIN- 783360.

5:COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPTT.
DISPUR
GUWAHATI-06

For the Petitioner(s) : Mr. S. K. Das, Advocate

For the Respondent(s) : Mr. H. K. Das, SC, GHC
: Mr. P. Nayak, SC, Finance

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 18.09.2025

Pursuant to the order passed by this Court on 14.08.2025, Mr. P. Nayak, the learned Standing counsel for the Finance Department has placed before this Court an Office Memorandum dated 30.03.2012 and relied upon Clause-8 which stipulates that sweeping and cleaning services are to be outsourced and post of sweeper shall not be filled up in any Department on any ground, including compassionate grounds, except in Government Hospitals as per the stand of the Government already submitted before the High Court and the judgment issued thereon in WP(C) No.10447/2003 based on their stand. The said Office Memorandum is kept on record and marked with the letter "X".

2. A copy of the said Office Memorandum has also been furnished to Mr. S. K. Das, the learned counsel for the Petitioner who submits that if necessary, he would challenge the same.

3. List this matter again on 13.11.2025.
4. Liberty is given to the Petitioner to file additional pleadings.

JUDGE

Comparing Assistant