

GAHC010234082023



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

Case No. : WP(C)/6106/2023

PABIN CH. BORO

S/O- LATE PUWA RAM BORO, R/O- HATATH COLONY, W/NO. 4, HOUSE NO.
63/A, P.O. PANDU, P.S. JALUKBARI, GUWAHATI-781012, DIST. KAMRUP(M),
ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE SECRETARY, GOVERNMENT OF ASSAM, PUBLIC
WORKS DEPARTMENT, (BUILDING AND NATIONAL HIGHWAY), DISPUR,
GUWAHATI-781006.

2:THE UNDER SECRETARY
GOVT. OF ASSAM
(ESTABLISHMENT)
PUBLIC WORKS DEPARTMENT
(BUILDING AND NATIONAL HIGHWAY)
DISPUR
GUWAHATI-781006.

3:THE CHIEF ENGINEER
PUBLIC WORKS DEPARTMENT (ROADS)/(NATIONAL HIGHWAY WORKS)
ASSAM
CHANDMARI
GUWAHATI-781003.

4:THE SUPERINTENDING ENGINEER

PUBLIC WORKS DEPARTMENT
GUWAHATI NATIONAL HIGHWAY CIRCLE
CHANDMARI
GUWAHATI-781003.

5:THE EXECUTIVE ENGINEER
PUBLIC WORKS DEPARTMENT
GUWAHATI NATIONAL HIGHWAY DIVISION
M.G. ROAD
FANCY BAZAR
GUWAHATI-781001.

6:ANAMIKA MECH
D/O- LATE PRASANTA MECH
R/O- HOUSE NO. 8
RUPNAGAR
OPPOSITE HEMESWARI BORO PATH
P.O. BHANGAGARH
P.S. PALTANBAZAR
DIST. KAMRUP(M)
ASSAM
GUWAHATI-781032

Advocate for the Petitioner : MR M AHMED

Advocate for the Respondent : SC, PWD

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

16.10.2023

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

The petitioner was initially appointed as LDA in the PWD under the category of ST (Plains). However, when he was promoted to the next higher grade of UDA in the year 2016, the post in which he was promoted is an unreserved post. The petitioner has also cited that along with him, one more person junior to him has been promoted who however has been posted in a reserved category post.

The petitioner also claims to have submitted two representations which have not been taken into consideration.

Let notice be issued, returnable by 6 (six) weeks.

Shri R. Dhar, learned Standing Counsel, PWD accepts notice on behalf of the respondent nos. 1 to 5.

Let extra copies of the writ petition be served upon him by tomorrow, i.e., 17.10.2023.

Steps for service of notice upon the respondent no. 6 be taken by registered post with A/D.

Steps by tomorrow, i.e., 17.10.2023.

JUDGE

Comparing Assistant