

GAHC040013922025



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

Case No. : WP(C)/295/2024

Tomin Ete and 2 Ors

Age: 52

Occupation :

Address: Son of Late T Ete

resident of Vivek Vihar

Itanagar

PO and PS Itanagar

Papumpare District

Arunachal Pradesh

2: Vijay Passing

Age: 53

Occupation :

Address: Son of Ano Passing

resident of Parbuk Village

PO and PS Roing

Lower Dibang Valley District

Arunachal Pradesh

3: Sawimso Tayeng

Age: 52

Occupation :

Address: Son of Late Tuku Tayeng

permanent resident of Rangan Village

PO Hayuliang

PS Khupa

Anjaw District

Arunachal Pradesh

VERSUS

The State of AP and 17 Ors

Age: 0

Occupation :

Address:represented by the Commissioner/ Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
2:Dollo Pura

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

3:Jobom Bam

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

4:Donya Lollen

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

5:Oni Ejing

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

6:Haniya Nabam Hina

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

7:Nabam Titu

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

8:Jumdo Kena

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

9:Hukkar Taipodia

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

10:Migo Basar

Age: 0

Occupation :

Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

11:Gyati Tani

Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

12:Dojum Lollen
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

13:Rajen Mudang
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

14:Miss Nampi Boli
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

15:Ringgong Bitin
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

16:Smti Mum Tapak
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

17:Tumbom Angu
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

18:Pura Butang
Age: 0
Occupation :
Address:C/o the Commissioner / Secretary
Hydro Power Development Department
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar
Arunachal Pradesh.

Advocate for : Nikita Danggen
Advocate for : GA (AP) appearing for The State of AP and 17 Ors: Advocate ,

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Linked Case : IA(C)/207/2025

Darmar Ete

Age: 49

Occupation :

Address: Son of Late Hendar Ete
permanent resident of Darka Village
PO and PS Aalo
West Siang District
Arunachal Pradesh.

VERSUS

Jumdo Kena and 15 Ors

Age: 44

Occupation :

Address: Son of Shri Late Tajum Kena
presently serving as Assistant Engineer(Civil) in the Office of Chief Engineer
(Monitoring)
Department of Hydro Power and Development
Itanagar
PO and PS Itanagar
Papum Pare District
Arunachal Pradesh.

2: Haniya Nabam Hina

Age: 37

Occupation :

Address: Son of Shri Tatic Nabam Hina
presently posted Assistant Engineer (Civil)
Seppa Division
East Kameng District
Arunachal Pradesh.

3: Nabam Titu

Age: 37

Occupation :

Address: Son of Nabam Tanang
presently posted at the office of the Executive Engineer NERIST
Papum Pare District
Arunachal Pradesh.

4: Hukkar Taipodia

Age: 37

Occupation :

Address: Son of Late Mihuk Taipodia
presently posted Assistant Engineer
Tirbin Sub Division
Basar
Leparada District
Arunachal Pradesh.

5: Migo Basar
Age: 40
Occupation :
Address: Son of Tomi Basar
presently posted at the Office of Chief Engineer (Monitoring) Department of Hydro
Power Development
Itanagar
Papum Pare District
Arunachal Pradesh.

6: Gyati Tani
Age: 39
Occupation :
Address: Son of Gyati Taji
presently posted at the Office of Chief Engineer
P and D
Department of Hydro Power Development
Itanagar
Papum Pare District
Arunachal Pradesh.

7: Dojum Lollen
Age: 42
Occupation :
Address: Son of Kido Lollen
presently posted Assistant Engineer (Civil)
Geku Sub Division
Geku
Upper Siang District
Arunachal Pradesh.

8: Rajen Mudang
Age: 39
Occupation :
Address: Son of Mudang Ranka
presently posted Assistant Engineer (Civil)
Palin Sub Division
Basar
Kra Daadi District
Arunachal Pradesh.

9:The State of AP

Age: 0

Occupation :

Address:represented by the Commissioner

Hydro Power Development

Govt of Arunachal Pradesh

Itanagar.

10:The Commissioner

Age: 0

Occupation :

Address:Hydro Power Development

Govt of Arunachal Pradesh

Itanagar.

11:The Secretary

Age: 0

Occupation :

Address:Department of Hydro Power Development

Govt of Arunachal Pradesh

Itanagar.

12:The Under Secretary

Age: 0

Occupation :

Address:Department of Hydro Power Development

Govt of Arunachal Pradesh

Itanagar.

13:The 3 Member Committee

Age: 0

Occupation :

Address:constituted by the Commissioner (Hydro Power Development) Govt of Arunachal Pradesh vide order dated 30.05.2025 issued on 03.06.2025 under the Chairmanship of Chief Engineer

Western Zone

Department of Hydro Power Development

Govt of Arunachal Pradesh

Itanagar.

14:Tomin Ete

Age: 52

Occupation :

Address:Son of Late T Ete

permanent resident of Vivek Vihar

Itanagar

PO and PS Itanagar

Papum Pare District

Arunachal Pradesh.

15:Vijay Passing

Age: 53

Occupation :

Address:Son of Ano Passing

permanent resident of Parbuk Village

PO and PS Roing

Lower Dibang Valley District

Arunachal Pradesh.

16:Sawinso Tayeng

Age: 0

Occupation :

Address:Son of Late Tuku Tayeng

presently permanent resident of Rangan Village

PO Hayuliang

PS Khupa

Anjaw District

Arunachal Pradesh.

Advocate for : Rintu Saikia

Advocate for : Dicky Panging appearing for Jumdo Kena and 15 Ors: Advocate ,

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16, respectively.

Linked Case : WP(C)/14/2022

Tomin Ete and 2 Ors.
Age: 67
Occupation :
Address:S/o Late T. Ete

Resident of Vivek Vihar
Itanagar
P.O/P.S Itanagar
District Papumpare
Arunachal Pradesh
2: Vijay Passing
Age: 58

Occupation :
Address:S/o Ano Passing

Permanent Resident of Parbuk Village
P.O/P.S Roing
Lower Dibang Valley District
Arunachal Pradesh

3: Sawimso Tayeng
Age: 57
Occupation :
Address:S/o Lt. Tuku Tayeng

Permanent Resident of Rangan Village
P.O Hayuliang and P.S Khupa
Anjaw District
Arunachal Pradesh
VERSUS

The State of AP and 9 Ors
Age: 0
Occupation :
Address:Represented by the Chief Secretary
Govt. of Arunachal Pradesh
Itanagar cum Chairman
Departmental Promotion Committee held on 31/10/2019
2:The Commissioner/Secretary
Age: 0
Occupation :
Address:Hydro Power Development Department
Govt. of Arunachal Pradesh
Civil Secretariat
Itanagar
A.P

3:Haniya Nabam Hina
Age: 37
Occupation :
Address:Son of Shri Tatic Nabam Hina
presently posted Assistant Engineer(Civil)
Seppa Division
East Siang District
Arunachal Pradesh.

4:Migo Basar
Age: 40
Occupation :
Address:Son of Tomi Basar

presently posted at the office of the CE (Monitoring) DHPD
Itanagar
Papum Pare District
Arunachal Pradesh.

5:Jumdo Kena
Age: 44
Occupation :
Address:Son of Late Tajum Kena
presently posted at the office of the CE (Monitoring) DHPD
Itanagar
Papum Pare District
Arunachal Pradesh.

6:Hukkar Taipodia
Age: 37
Occupation :
Address:Son of Late Mihuk Taipodia
presently posted at the office of the Assistant Engineer
Tirbin Sub Division
Basar
Lepa Rada District
Arunachal Pradesh.

7:Dojum Lollen
Age: 42
Occupation :
Address:Son of Kido Lollen
presently posted as Assistant Engineer (Civil) Geku Sub Division
Geku
Upper Siang District
Arunachal Pradesh.

8:Nabam Titu
Age: 37
Occupation :
Address:Son of Nabam Tanang
presently posted at the office of the Executive Engineer NERIST
Papum Pare District
Arunachal Pradesh.

9:Gyati Tani
Age: 39
Occupation :
Address:Son of Gyati Taji
presently posted at the office of the Chief Engineer
P and D
DHPD

Itanagar
Papum Pare District
Arunachal Pradesh.

10:Rajen Mudang
Age: 39
Occupation :
Address:Son of Mudang Ranka
presently posted as Assistant Engineer (Civil)
Palin Sub-Division
Kra Daadi District
Arunachal Pradesh.

Advocate for : Nikita Danggen
Advocate for : GA (AP) appearing for The State of AP and 9 Ors: Advocate ,

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Linked Case : WP(C)/459/2022

Darmar Ete and Anr.

Age: 46

Occupation :

Address:S/o Late Hendar Ete

Permanent Resident of Village Darka

PO/PS Aalo

West Siang District

Arunachal Pradesh.

2: Gola Ravi

Age: 58

Occupation :

Address:S/o Late Gola Krishnaiah

Presently serving as ASW under Chief Engineer (WZ) Jalvidyut Bhawan
Itanagar.

Phone No. 936299087

VERSUS

THE STATE OF AP and 2 Ors.

Age: 0

Occupation :

Address:Represented by the Chief Secretary

Govt. of Arunachal Pradesh

Itanagar cum Chairman

Departmental Promotion Committee held on 31.10.2019

2:The Commissioner/Secretary

Age: 0

Occupation :

Address:(DHP and D) Govt. of Arunachal Pradesh

Itanagar.

3:Dollo Pura

Age: 0

Occupation :

Address:Presently serving as AE

Ziro Division

DPHPD

Lower Subansiri District

Arunachal Pradesh.

Advocate for : Rintu Saikia

Advocate for : GA (AP) appearing for THE STATE OF AP and 2 Ors.: Advocate ,

, appearing for 2,

3, respectively.

**BEFORE
HONBLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

26.08.2025

Heard Mr. R. Saikia, learned counsel for the applicant.

This Interlocutory Application has been filed seeking vacating and modification of the interim order dated 27.06.2025 passed in WP(C) No. 284/2025 whereby the Co-ordinate Bench while issuing notice directed that no final decision be taken by the Committee without leave of the Court and the writ petition was directed to be listed along with three other writ petitions being WP(C) No. 14/2022, WP(C) No. 459/2022 and WP(C) No. 295/2024.

In this present Interlocutory Application the applicant being respondent No.9 in WP(C) No. 284/2025 seeking vacation and modification by filing this instant interlocutory application. According to the applicant, this order needs to be vacated because by an earlier order passed on 24.11.2022 by another Co-ordinate Bench in WP(C) No. 459/2022 in a writ petition was filed by the present applicant, wherein while issuing notice the Court directed that the pendency of the writ petition will not be a bar for the concerned authority to revisit the seniority position. This order was not placed before the Court when the interim order dated 27.06.2025 was passed in WP(C) No.284/2025 exparte the present applicant as he was not arrayed as a party respondent.

Considering the submissions made, let notice be issued returnable on

03.09.2025.

Since Mr. R.H. Naban, learned Addl. Advocate General appears for the State respondents and Mr. D. Panging, learned counsel represents the opposite party, notices are waived. However, extra copies be furnished within a period of one week from today.

The opposite party/writ petitioner is permitted to file objection if so advised by the next date fixed and the advance copies be served to all the parties in the Interlocutory Application as well as the writ petition.

Let these matters be listed along with WP(C) No. 14/2022, WP(C) No. 459/2022 and WP(C) No. 295/2024 on 03.09.2025.

Mr. N. Danggen, learned counsel appears for the petitioner in WP(C) No.14/2022, Mr. P. Khongkhung, learned counsel appears for the respondent No.3 and Mr. T. Omo, learned counsel appears for the respondent Nos. 2, 3, 4 and 5 in WP(C) No. 295/2024.

JUDGE

Comparing Assistant