

GAHC040008392023



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

**Case No. : WP(C) 285/2023**

1:Talum Haji  
S/o Tako Haji,  
Serving as W/C Electrician (C 1), in the office of Dumporijo Electrical Sub Division,  
District Upper Subansiri and a Resident of Forest Colony, Daporijo near Range  
Office, Daporijo, Arunachal Pradesh.  
917085742377

VERSUS

1:THE STATE OF AP and 7 Ors.  
Represented through Chief Secretary, Govt. of AP, Itanagar.

2:the Secretary (Power)  
Govt. of AP  
Itanagar.

3:the Superintendent of Engineer (E)  
AP  
Electrical Circle V  
Department of Power  
Ziro  
Lower Subansiri  
Arunachal Pradesh.

4:the Executive Engineer (E)  
Daporijo Electrical Division  
Daporijo  
Upper Subansiri District  
Arunachal Pradesh.

5:the Chairman (Executive Engineer) (E)  
Daporijo Electrical Division  
Department of Power

Daporijo  
D.P.C Meeting dated 23/10/2017 for promotion of W/C cadre vide office order No.  
DAEW/WC-3/2017-18/976-79 dated 21/10/2017

6:the Member (Assistant Engineer) (E)  
Daporijo Electrical Division  
Department of Power  
Daporijo D.P.C Meeting dated 23/10/2017 for promotion of W/C cadre vide office  
order No. DAEW/WC-3/2017-18/976-79 dated 21/10/2017.

7:the Member (Assistant Surveyor of Works) (E)  
Daporijo Electrical Division  
Department of Power  
Daporijo  
D.P.C Meeting dated 23/10/2017 for promotion of W/C cadre vide office order No.  
DAEW/WC-3/2017-18/976-79 dated 21/10/2017

8:Oken Nyigang  
S/o Tageng Nyigang

W/C Electrician (C-2)  
in the office of Executive Engineer  
Pasighat Electrical Division  
Pasighat  
District East Siang  
Arunachal Pradesh

**Advocate for the Petitioner** : Karyom Dabi

**Advocate for the Respondent** : GA (AP)

**BEFORE**  
**HONBLE MRS. JUSTICE MARLI VANKUNG**

**ORDER**

**Date : 26-06-2023**

This is a petition filed under Article 226 of the Constitution of India for issuance of the appropriate writ against the respondents.

The case of the petition is that the respondent No.8 who is junior to the

petitioner and without having any requisite qualification for promotion, in Departmental Promotion Committee (DPC) Trade Test dated 23.10.2017, had promoted to the respondent No.8 while the petitioner was due for promotion instead of respondent No.8.

Being highly aggrieved by the decision of Departmental Promotion Committee (DPC) and the subsequent promotion of the respondent No.8, the petitioner has filed the instant writ appeal.

Issue notice of motion upon the respondents, Mr. L. Perme, learned Standing counsel for Power Department accepts notice on behalf of respondent Nos. 2-7 no need to issue formal notice upon the respondent Nos. 2-7. Notice is to be issued to the remaining respondent through Registered post with A/D within 3 (three) days, returnable by 3 (three) weeks.

List the matter **after 3 (three) weeks.**

**JUDGE**

**Comparing Assistant**