

GAHC040014662024



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

Case No. : WP(C)/498/2024

Lod Tari and 5 Ors

Inspector, presently posted at the office of the Superintendent of Police, Namsai,
Namsai District, Arunachal Pradesh. 2: Atang Taki

Age:

Occupation :

Inspector

presently posted at the office of the Superintendent of Police
Tezu

Lohit District

Arunachal Pradesh.

3: Pasang Onge

Age:

Occupation :

Inspector

presently posted at the CMO Security Office
Itanagar

Papum Pare District

Arunachal Pradesh.

4: Habung Tapa

Age:

Occupation :

Inspector

presently serving in the office of the Superintendent of Police
Special Branch

Itanagar

Papum Pare District

Arunachal Pradesh.

5: Passang Simi

Age:

Occupation :

presently posted at the office of the Superintendent of Police
Yupia
Papum Pare District
Arunachal Pradesh.

6: Mipak Riba

Age:

Occupation :

presently posted in the office of the Superintendent of Police

SIC (Vig)

Itanagar

Papum Pare District

Arunachal Pradesh

VERSUS

The State of AP and 2 Ors

represented by the Principal Secretary, Home, Govt of Arunachal Pradesh, Itanagar.

2:The Director General of Police

Age: 0

Occupation :

Police Headquarter

Govt of Arunachal Pradesh

Itanagar.

3:The Arunachal Pradesh Public Service Commission

Age: 0

Occupation :

represented by its Secretary

Itanagar

Arunachal Pradesh

Advocate for the Petitioner : Dicky Panging, Rosy C Lowangcha, Tokge Darin, Kirmar Ado, Doge Lona, Marge D, Daina Tamuk

Advocate for the Respondent : GA (AP), S/C APPSC, Ajin Apang, Sr. Advocate

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 15.12.2024

Heard Mr. D. Panging, learned counsel for the petitioners. Also

heard Mr. S. Tapin, learned Senior Government Advocate for the respondents No.1 and 2 and Mr. A. Apang, learned Standing Counsel for the APPSC/respondent No.3.

Mr. D. Panging, learned counsel for the petitioners by relying on the RTI reply so furnished to the petitioners in the matter by the respondent authority submits that the recruitment process now under way in pursuance to the issuance of the advertisement No. 10/2024 includes the post which falls within the promotional quota in the APPS (Entry Grade) of the feeder cadre of Inspector of Police (Civil) working in the Arunachal Pradesh Police.

However, Mr. S. Tapin, learned Senior Government Advocate disputes the data so disclosed in the RTI reply relied upon by the petitioners and contents that the same being erroneous, the respondent authorities are calculating the exact vacancy position in the respect of each of the feeder cadre services forming for promotion to the APPS (Entry Grade).

However, on perusal of the communication dated 03.12.2024 placed on record by Mr. S. Tapin, reveals that the cadre strength of the various services within APPS (Entry Grade) like Civil Police, AAPBn or IRBn, it is seen that the distribution of the post so reflected is in tune with the data so furnished to the petitioner herein under RTI and relied by them in the present proceedings.

Accordingly, Mr. S. Tapin, learned Senior Government Advocate is

required to receive instructions as to whether after amendment of the Arunachal Pradesh Police Service Rules, 1989 in the year 2023, promotion being now restricted to Arunachal Pradesh Police Services (Entry Grade) to the eligible officers belong to the respective feeder cadres of Inspector of Police (Civil), Inspector (AAPBn) and Inspector (IRBn), whether the post so advertised would have the effect of reducing the promotional quota in the Arunachal Pradesh Civil Police (Entry Grade) for the petitioners herein, who figure in the feeder cadre of Inspector of Police (Civil).

The said instructions shall be received from the competent authority by Mr. S. Tapin, in written and placed before this Court on the next date of listing. The respondents are also at liberty to bring on record their affidavit in the matter on or before 09.12.2024.

Registry to list this matter again on **11.12.2024**.

JUDGE

Comparing Assistant