

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

W.P. (C) No. 847 of 2024

Rajkumar Bimol; & Ors.

Petitioners

Vs.

Manipur Legislative Assembly; & Anr.

Respondents

***Clubbed with
MC [W.P. (C)] No. 877 of 2025 with
MC [W.P. (C)] No. 769 of 2024***

BEFORE

**HON'BLE THE CHIEF JUSTICE MR. M. SUNDAR
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH**

(ORDER)

(Order of the Court was made by M. Sundar, CJ)

03.12.2025

[1] Captioned main Writ Petition (WP) has been filed by 16 individuals *inter alia* seeking appointment under 'a Scheme' which goes by the name *i.e.*, 'Die-in-Harness Scheme' *qua* Group 'C' and Group 'D' posts. This Court is informed that these Group 'C' and Group 'D' posts are in the Manipur Legislative Assembly.

[2] Mr. BP Sahu, learned senior counsel instructed by Abhishek, learned counsel on record for writ petitioners and Mr. Kh. Tarunkumar, learned senior counsel instructed by Mr. W. Jamon, learned counsel on record for both respondents are before this Court.

[3] At the outset, the question as to why a writ petition has been listed before a Division Bench (not a Single judge) arose.

[4] For the purpose of examining this, it is necessary to look at the following:

- (i) 'High Court of Manipur Rules, 2019' ('said Rules')
- (ii) 'Chapter 4-A of said Rules' captioned Rules Governing Applications for Directions, Orders or Writs (other than in the

nature of habeas corpus) under Article 226 of the Constitution of India ('said Chapter')

- (iii) 'Appendix-22 *qua* said Rules' ('said Appendix') which deals with category of cases.

[5] A perusal of the case file brings to light that captioned WP has been filed by categorizing the same *vide* Category Code 10043 which is selection and appointment category. To be noted, category Code 10044 is appointment on compassionate ground.

[6] One other notification being 'Notification No. 69 dated 04.07.2020 bearing Reference No. HCM/1/96/BENCH/10140' ('said Notification') is of relevance and a scanned reproduction of the same is as follows:

**THE HIGH COURT OF MANIPUR
AT IMPHAL**

NOTIFICATION NO. 69
Dated, the 4th July, 2020.

No.HCM/1/96/BENCH/ 10140: In continuation of the earlier Notification No. 42 dated 08.02.2019 [Chapter-II: High Court of Manipur Rules, 2019 relating to Constitution of the Benches], Hon'ble the Chief Justice is pleased to order that all the petition(s) including the pending petition(s) filed challenging:-

- (i) any order(s) passed by the Speaker's Tribunal of Manipur Legislative Assembly (under the Tenth Schedule of the Constitution of India) relating to the Member(s) of the Manipur Legislative Assembly;
- (ii) any order(s) passed by the Speaker of Manipur Legislative Assembly; and
- (iii) any petition(s) or application(s) seeking specific relief or directions against the Speaker of the Manipur Legislative Assembly;

shall be listed before a Division Bench as may be directed.

By order etc.

A. J. S. Sharma
**REGISTRAR GENERAL
HIGH COURT OF MANIPUR.**

Copy to :-

1. The Advocate General, Govt. of Manipur.
2. The Registrar, Judi./Vigilance/Admn., High Court of Manipur.
3. The Secretary (Law), Govt. of Manipur.
4. The Govt. Advocate, Govt. of Manipur.
5. The President, High Court BAR Association.
6. The President, AMBA, Manipur.
7. All the Jt. Registrars, High Court of Manipur.
8. All the Deputy Registrars, High Courts of Manipur.

[7] It appears that the Registry has listed the aforesaid matter before Division Bench owing to said notification.

[8] A careful perusal of the case file brings to light that the captioned matter is one where writ petitioners are seeking appointment on compassionate grounds as Die-in-Harness Scheme is a compassionate appointment Scheme. This means that the captioned WP should come under the category Code 10044.

[9] As regards said Notification, the nature of the matter leaves no doubt that it is not covered by said Notification as it is not one that seeks specific relief or directions *qua* Hon'ble Speaker of Manipur Legislative Assembly (Limb (iii) of said Notification), it certainly does not fall under Limbs (i) & (ii) of said Notification.

[10] To be noted, the afore-referred learned senior counsel on both sides and counsel on record on both sides instructing them also very fairly agree that category code *qua* captioned WP is 10044 and that it has to be listed before an Hon'ble Single Bench in the light of the said Chapter under the said Rules which governs applications under Article 226 read with Appendix-22 of said Rules.

[11] Registry to list captioned main WP along with captioned MCs thereat before a Hon'ble Single Judge as per operating roster.

Sandeep

JUDGE

CHIEF JUSTICE