

GAHC040003422023



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

Case No. : IA(C)/47/2023

Satish Kumar Pandey
S/o Uday Pratap Pandey,
Permanent Resident of Chhawani Mulhala Ward No. 9 Bhabhua, Near Nirmal Mills,
PO and PS Bhabhua, District Kaimur, Bihar.
Phone No. 9033701578

VERSUS

THE STATE OF AP and 4 Ors.
Represented by the Commissioner (Education) to the Govt. of Arunachal Pradesh,
Higher Education Deptt. Itanagar, Arunachal Pradesh. 2:The Commissioner and
Secretary
Age: 0
Occupation :

3:The Arunachal Pradesh Public Service Commission
Age: 0
Occupation :

4:Dheerendra Kr. Srivastav
Age: 0
Occupation :

5:Md. Abdul Latif
Age: 0
Occupation

Advocate for the Petitioner : Mudang Batt

Advocate for the Respondent : GA (AP)

Linked Case : WA/9/2023

Satish Kumar Pandey

Age: 33

Occupation :

Address:S/o Uday Pratap Pandey

Permanent Resident of Chhawani Mulhala Ward No. 9 Bhabhua

Near Nirmal Mills

PO and PS Bhabhua

District Kaimur

Bihar. Phone No. 9033701578

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Age: 0

Occupation :

Address:to the Govt. of Arunachal Pradesh

Finance Deptt. Itanagar

Arunachal Pradesh.

3:The Arunachal Pradesh Public Service Commission

Age: 0

Occupation :

Address:Represented by its Secretary

Itanagar (AP)

4:Dheerendra Kumar Srivastav

Age: 0

Occupation :
Address:C/o Office of the Secretary
Arunachal Pradesh Public Service Commission
Itanagar (AP)

5:Md. Abdul Latif
Age: 0
Occupation :
Address:S/o Late Abdul Kaddus
Resident of Village Bhowkamari
Post Office Kayakuchi
District Barpeta
Assam.

Advocate for : Mudang Batt
Advocate for : GA (AP) appearing for THE STATE OF AP and 4 Ors.

BEFORE
HONBLE MR. JUSTICE NELSON SAILO
HONBLE MR. JUSTICE NANI TAGIA

ORDER

Date : 21.08.2023
(Nelson Sailo, J)

Mr. M. Batt, learned counsel appears for the applicant and submits that by filing this application, the applicant seeks permission from this Court to file a third party appeal against the Judgment dated 22.07.2022 passed by the learned Single Judge in WP(C) No. 291(AP)/2019. The learned counsel submits that the applicant is affected by the direction passed by the learned Single Judge but he was not made a party in the writ proceedings. As such, he submits that the applicant may be permitted to file a third party appeal.

Mr. A. Apang, learned Senior Counsel and Standing Counsel APPSC submits that he has no objection to the application. It is further seen that although the respondent No. 5 who was represented by Mr. Ahmed, learned counsel for the respondent No. 5 was given an opportunity to file objection to the application but objection has not been filed till date. Moreover, the respondent No. 5 is also not represented today.

Be that as it may, having regard to the submissions made in the application, we deem it fit and proper that the application should be allowed in view of the fact that the applicant appears to be affected by the impugned Judgment as referred to herein above while he was not made a party to the writ proceeding. The application for permission to file a third party appeal is therefore allowed.

I.A stands disposed of.

JUDGE

JUDGE

Comparing Assistant