

GAHC010142852023



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

Case No. : WP(C)/3805/2023

HIRALAL ROWTIA AND 4 ORS
S/O- RATANLAL ROWTIA,
VILLAGE FALIMARI,
P.O.- CHAPAR, P.S.- CHAPAR,
DIST- DHUBRI, ASSAM,
PIN- 783371.

2: BIJU KOCH
S/O- LATE BHADRESWAR KOCH

VILLAGE- NO. 1 SINGIMARI

P.O.- KACHARISON

P.S.- DHEKIAJULI

DIST- SONITPUR
(ASSAM)

PIN- 784117.

3: RABIUL HUSSAIN TALUKDAR
S/O- HABIZ UDDIN TALUKDAR

VILLAGE- ROWMARI
P.O. MAJGAON

P.S.- BARPETA
DIST- BARPETA. (ASSAM).
PIN -781313.

4: MAHBUBUR RAHMAN
S/O- KAMAL UDDIN

VILLAGE- MAJGAON

P.S.- BARPETA
DIST.- BARPETA (ASSAM)

PIN- 781313.

5: SANIDUL ISLAM
S/O- ABBAS ALI

P.O. MECH PARA
P.S. BARPETA ROAD

DIST.- BARPETA
(ASSAM). PIN- 781313

VERSUS

THE UNION OF INDIA AND 6 ORS
REPRESENTED BY ITS SECRETARY
MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS,
DEPARTMENT OF PERSONNEL AND TRAINING,
GOVT. OF INDIA,
NORTH BLOCK, NEW DELHI- 110001.

2:THE STAFF SELECTION COMMISSION
REPRESENTED BY ITS SECRETARY

BLOCK NO. 12
CGO COMPLEX

LODHI ROAD
NEW DELHI- 110003.

3:THE REGIONAL DIRECTOR (NER)
STAFF SELECTION COMMISSION
HOUSEFED COMPLEX
ASSAM

DISPUR
GUWAHATI-6.

4:THE DIRECTORATE GENERAL
CRPF (RECRUITMENT BRANCH)
EAST BLOCK-07
LEVEL-4
SECTOR-01

R.K. PURAM
NEW DELHI- 110066.

5:THE PRESIDING OFFICER
CT/GD RECRUITMENT EXAM 2022
RECRUITMENT BOARD
GC CRPF

KHATKHATI
DIMAPUR
PIN- 797112.

6:THE INSPECTOR GENERAL
NE SECTOR CRPF
STONY HEAVEN
BISHOP COTTON ROAD

SHILLONG- 793001.

7:THE DEPUTY INSPECTOR GENERAL OF POLICE
GROUP CENTRE
CRPF KHATKHATI
KARBI ANGLONG
PIN- 782480

Advocate for the Petitioner : MR. N H LASKAR

Advocate for the Respondent : DY.S.G.I.

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 27-06-2023

Heard Mr. N.H. Laskar, learned counsel for the writ petitioners.

The writ petitioners herein had participated in the recruitment process initiated for appointment of Constable/GD in the Central Armed Police Force (CAPF) in the year 2022. According to the petitioners, they had undergone Physical Standard Test (PST) and the

Physical Efficiency Test (PET). However, after having qualified in the aforesaid tests, the petitioners were once again subjected to PST and they were disqualified in the PST, on the second occasion, on the ground that they did not meet the measurement of height. Aggrieved by rejection of their candidature, the petitioners have approached this Court by filing the instant writ petition, *inter-alia*, contending that the record would establish that the procedure adopted for rejection of the candidature of the petitioners is wholly arbitrary.

Mr. Laskar submits that there are materials on record to show that the height of the petitioners were as per prescribed standard. He submits that the height of the petitioners could not have reduced in the period of less than a year.

Mr. S. S. Roy, learned CGC appearing for the respondents submits that there is a proper mechanism in place to verify the claim of the petitioners and to take appropriate steps for redressal of his grievance, if found to be correct.

Therefore, the petitioners be directed to prefer appeal. Mr. Laskar has also agreed to such a recourse.

Having heard the submission of learned counsel for the parties, this writ petition is being disposed of by granting a week's time to the petitioners to prefer appeal against the rejection of their candidature before the appropriate authority. If such appeals are filed within a week from today, the same may be considered on merit and upon due verification of facts based on materials on record, a reasoned order be passed therein, as expeditiously as possible, but not later than 30 days from the date of receipt of a certified

copy of this order.

With the above observation, the writ petition stands disposed of.

JUDGE

GS

Comparing Assistant