



Serial No.19-23
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 353 of 2021 with
WP(C). No.471 of 2021
WP(C). No. 472 of 2021
WP(C). No. 182 of 2022
WP(C). No. 45 of 2023.

Date of Order : 22.08.2024

WP(C). No. 353 of 2021

1. Shri. Dibyendu Deb, Hav (GD).
2. Shri. Nizamuddin Khan, Hav (GD).
3. Shri. Prasad Acharya, Hav (GD).
4. Shri. Arbind Kumar Singh, Hav (GD).
5. Md. Kalimullah, Warrant Officer (GD).
6. Md. Tausir Ansari, Hav (GD).
7. Sri Sarwan Kumar, Hav (GD)
8. Sri Kishor Kumar Chhetri, Rfn (Flr).
9. Sri. Ram Binay Kumar, Hav (GD)

...Petitioners

-Versus-

1. The Union of India,
Represented by the Secretary to the
Government of India,
Ministry of Home Affairs,
North Block,
New Delhi – 110001.
2. The Director General,
Assam Rifles,
Shillong – 793011.
3. The Joint Secretary (Police) to the



Govt. of India, Ministry of Home Affairs,
New Delhi – 110001.

...Respondents

Coram:

Hon'ble Mr. Justice H.S.Thangkhiew, Chief Justice (Acting)

Appearance:

For the Petitioner/Applicant(s) : Mr. M.Chanda, Adv.
Mr. M.L.Nongpiur, Adv.
Mr. K.Abhinaba, Adv.

For the Respondent(s) : Dr. N.Mozika, DSGI with
Ms. L.M.D.Marak, Adv.

WP(C). No. 471 of 2021

1. No.G/134460H, Warrant Officer/GD
Rakesh Kumar Sharma.
2. No. 134447Y Naib Subedar/GD
Ram Awadh.
3. No. 134441 Warrant Officer/GD
Samuel Kutty N.A.
4. No. 134446W Havildar/GD
Lallan Yadav.
5. No. 134461L, Warrant Officer/GD
Saji B.
6. No. 134470M, Warrant Officer/GD
Ram Probodh Sahoo.
7. No. 134472X Havildar/GD
Bram Dev Yadav.
8. No. 134474H Warrant Officer/GD
Suresh Yadav.
9. No. 134440 Rifleman/GD
Yamuna Singh.
10. No. 134466 Havildar/GD



Tulsi Singh.

11. No. 2025L Havildar/GD
K.Mani Mohan Singha.
12. No. 184597 Rifleman/GD
Veer Bahadur Singh Chauhan.
13. No. 371086 Havildar/NA
Udayan M.
14. 380349 Naib Subedar
Jaya Kumar V.
15. No. 153436 Havildar/GD
Muhamad Sdaifa S.
16. No. 153440 Warrant Officer/GD
Pali Ram.
17. No. 153435 Havildar/GD
Nripendra Debnath.
18. No. 153444 Havildar/GD
N.K.Giri.
19. No. 371217M Havildar/N.A.
Kuldeep Singh.

...Petitioners

-Versus-

1. The Union of India,
Represented by the Secretary to the
Government of India,
Ministry of Home Affairs,
New Delhi – 110001.
2. The Director General,
Assam Rifles,
Head Quarter Directorate General
Assam Rifles, Shillong – 793 011.
3. The Commandant, 13th Assam Rifles
C/o 99APO, Pin – 932013.



4. The Commandant, 15th Assam Rifles
C/o 99APO, Pin- 932015.

...Respondents

Appearance:

For the Petitioner/Applicant(s) : Mr. B.Pathak, Adv.

For the Respondent(s) : Dr. N.Mozika, DSGI with
Ms. L.M.D.Marak, Adv.

WP(C). No. 472 of 2021

1. Ex.No. 134475L, Havildar/GD
Shali Ram.
2. Ex. No. 134442 Havildar/GD
Suresh Kumar.
3. Ex. No. 134456A Rifleman/GD
Satish Kumar Shukla.
4. Ex. No. 134467 Rifleman/Gd
Abdul Salam. K.S.
5. Ex. No. 350079P Havildar.GD
Anand Pal Singh.
6. Ex. No. 134436 Havildar/GD
Sarfraj Ansari.
7. Ex. No. 134469 Rifleman/GD
Harpal Singh.
8. Ex. No. 153750 Havildar/GD
Alex C B.
9. Ex. No. 153743 Havildar/GD
Gopakumar D.
10. Ex.No. 153746 Havildar/GD
153746.



11. Ex. No. 134445 Havildar.GD
Budhwa Guria.

12. Smt. Sushela Chamoli.

...Petitioners

-Versus-

1. The Union of India,
Represented by the Secretary to the
Government of India,
Ministry of Home Affairs,
New Delhi – 110001.
2. The Director General,
Assam Rifles,
Head Quarter Directorate General
Assam Rifles, Shillong – 793 011.
3. The Commandant, 13th Assam Rifles
C/o 99APO, Pin – 932013.
4. The Commandant, 15th Assam Rifles
C/o 99APO, Pin- 932015.

...Respondents

Appearance:

For the Petitioner/Applicant(s) : Mr. B.Pathak, Adv.

For the Respondent(s) : Dr. N.Mozika, DSGI with
Ms. L.M.D.Marak, Adv.

WP(C). No. 182 of 2022

1. Ex. No. 134451F, Havildar/GD
Nandu Lal.
2. Ex. No. G/153738N Havildar/GD
Ramniwas.

...Petitioners

-Versus-



1. The Union of India,
Represented by the Secretary to the
Government of India,
Ministry of Home Affairs,
New Delhi – 110001.
2. The Director General,
Assam Rifles,
Head Quarter Directorate General
Assam Rifles, Shillong – 793 011.

...Respondents

Appearance:

For the Petitioner/Applicant(s) : Mr. B.Pathak, Adv.
For the Respondent(s) : Dr. N.Mozika, DSGI with
Ms. L.M.D.Marak, Adv.

WP(C). No. 45 of 2023

1. No. G/184568, Havildar/GD
Rabin Kumar Limbu.
2. No. AR-415P Assistant Commandant,
Sukraj Rai.
3. No. –G/95872 Havildar/GD
B.Dkhumba Yimchunger.

...Petitioners

-Versus-

1. The Union of India,
Represented by the Secretary to the
Government of India,
Ministry of Home Affairs,
New Delhi – 110001.
2. The Director General,



Assam Rifles,
Head Quarter Directorate General
Assam Rifles, Shillong – 793 011.

3. The Commandant, 9th Assam Rifles
C/o 99APO, Pin – 932009.
4. The Commandant, 18th Assam Rifles
C/o 99APO, Pin- 932018.

...Respondents

Appearance:

For the Petitioner/Applicant(s) : Mr. B.Pathak, Adv.
For the Respondent(s) : Dr. N.Mozika, DSGI with
Ms. L.M.D.Marak, Adv.

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1. In these batch of matters, in view of the judgment dated 28-08-2023, passed by the Supreme Court in Special Leave Petition (Civil) Diary No(s). 39888/2022, nothing remains for consideration.
2. Mr. B.Pathak, learned counsel however, has vehemently argued that for the period that the writ petitioners have served in the clerical grade, due consideration should have been given. However, on examination of the order passed by the Division Bench in WA. No. 18 of 2019, this aspect is also covered which disentitles the writ petitioners from claiming any benefits that came with the clerical post.
3. Accordingly, these matters stand closed and disposed of.



Chief Justice (Acting)