

GAHC010022652015



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

**Case No. : WP(C)/6122/2015**

ASSAM SPECIAL POLICE OFFICERS WELFARE SOCIETY  
REP. BY ITS SECY. SRI MRITYUNJOY BORAH, S/O- SRI TULOSHI BORAH,  
R/O VILL.- RAMPUR HATINGA, P.O.- HATINGA, P.S.- JAMUGURIHAT, DIST.-  
SONITPUR, ASSAM.

VERSUS

THE STATE OF ASSAM AND 16 ORS  
REP. BY THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM, HOME  
and POLITICAL DEPTT., DISPUR, GHY- 6.

2:THE DIRECTOR GENERAL OF POLICE  
ASSAM  
ULUBARI  
GHY- 7.

3:THE SUPERINTENDENT OF POLICE  
KAMRUP  
KAMRUP DIST.

4:THE SUPERINTENDENT OF POLICE  
NAGAON  
NAGAON DIST.

5:THE SUPERINTENDENT OF POLICE  
MORIGAON  
MORIGAON DIST.

6:THE SUPERINTENDENT OF POLICE  
NALBARI  
NALBARI DIST.

7:THE SUPERINTENDENT OF POLICE  
BAKSA  
BAKSA DIST.

8:THE SUPERINTENDENT OF POLICE  
BARPETA  
BARPETA DIST.

9:THE SUPERINTENDENT OF POLICE  
CHIRANG  
CHIRANG DIST.

10:THE SUPERINTENDENT OF POLICE  
BONGAIGAON  
BONGAIGAON DIST.

11:THE SUPERINTENDENT OF POLICE  
KOKRAJHAR  
KOKRAJHAR DIST.

12:THE SUPERINTENDENT OF POLICE  
SILCHAR  
CACHAR DIST.

13:THE SUPERINTENDENT OF POLICE  
DIMA HASAO  
DIMA HASAO DIST.

14:THE UNION OF INDIA  
REP. BY THE SECY. TO THE GOVT. OF INDIA  
MINISTRY OF HOME AFFAIRS  
NEW DELHI- 110001.

15:THE SECY. TO THE GOVT. OF INDIA  
MINISTRY OF ROAD  
TRANSPORT and HIGHWAYS  
NEW DELHI- 110001.

16:DIRECTOR GENERAL RE-SETTLEMENT  
MINISTRY OF DEFENCE  
GOVT. OF INDIA  
WEST BLOCK IV  
R.K. PURAM  
NEW DELHI- 110066.

17:THE DIRECTOR NE  
MINISTRY OF HOME AFFAIRS  
GOVT. OF INDIA

NEW DELHI

**Advocate for the Petitioner** : MR.D BARMAN, MR.K LAHKAR,MR.B K BHATTACHARJEE,MR.N MAHAJAN,MR.R MAZUMDAR,MR.D DEKA,MRN J DAS

**Advocate for the Respondent** : C.G.C., MR.C BARUAH,SC, NHAI,,GA, ASSAM,MR. B SARMA,ASSTT.S.G.I.

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**27.08.2024**

Heard Shri D. Deka, learned counsel for the petitioner. Also heard Shri D. Bora, learned State Counsel.

The matter pertains to a challenge of discontinuation of the members of the petitioner's society who were recruited as Special Police Officers. It is the case of the petitioner that in the year 2007, pursuant to a decision of the Central Government, 1000 numbers of SPO's were engaged on contractual basis mainly for providing security in the construction of the four lane east west corridor under the NHAI. Though the petitioner were serving since long and were demanding for their regularisation including hike in their monthly remuneration, their grievances were not redressed and ultimately from June, 2015, they were not allowed to perform their duties.

Shri Deka, the learned counsel has however submitted that subsequently, the Assam Industrial Security Force (AISF) has been constituted in which the incumbents who had earlier rendered service SPOs have been given preference.

Shri D. Bora, learned State Counsel has submitted that in view of the subsequent development, no effective relief can be given to the petitioners.

This Court has noted that the AISF has been constituted wherein SPOs and Home Guard are given preference and it is the case of the petitioner's society that many of his members have subsequently been recruited under the new scheme.

In view of the aforesaid facts and circumstances, this Court is of the considered opinion that there may not lie any existing cause of action to be adjudicated.

Writ petition is accordingly closed.

**JUDGE**

**Comparing Assistant**