

GAHC010027742024



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

Case No. : WP(C)/871/2024

SOURAV ATUL SAIKIA
S/O- LATE ATUL SAIKA, R/O- TAPAN NAGAR, P.O., P.S. AND DIST.
GOLAGHAT, ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,
DISPUR, GHY-6.

2:STATE LEVEL COMMITTEE
HEADED BY CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GHY-6.

3:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT
DISPUR
GHY-6.

4:THE DIRECTOR

FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
ASSAM
BHANGAGARH
GHY-5.

5:THE DEPUTY COMMISSIONER
CACHAR
ASSAM

6:THE DISTRICT LEVEL COMMITTEE
HEADED BY THE DEPUTY COMMISSIONER
CACHAR
CHAIRMAN OF THE DISTRICT LEVEL COMMITTEE
CACHAR.

7:THE ASSISTANT DIRECTOR OF FOOD
CIVIL SUPPLIES AND CONSUMER AFFAIRS
SILCHAR
CACHAR

Advocate for the Petitioner : MR. J I BORBHUIYA

Advocate for the Respondent : GA, ASSAM

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

:: ORDER ::

21-02-2024

Heard Mr. J.I. Borbhuiya, learned counsel for the petitioner. Also heard Mr. T.C. Chutia, learned Additional Senior Government Advocate, appearing for all the respondent.

The father of the petitioner, namely, Atul Saikia, while serving as Superintendent of Food and Civil Supplies died-in-harness on 05-01-2006. Thereafter, the petitioner made an application in prescribed format praying for appointment on compassionate ground within the prescribed period of time. However, as the case of the petitioner was not considered by the concerned District Level Committee (DLC), he approached this Court by filing WP(C) No. 8084/2022, which was disposed of by order dated 16-12-2022 directing the Deputy Commissioner, Cachar, Silchar, to place the application of the petitioner for

compassionate appointment before the next available DLC of Cachar district and the same be considered as per law.

However, as no steps were taken, the petitioner had filed contempt case No. 502/2023.

During pendency of the contempt petition, the respondents filed an affidavit stating that the DLC, Cachar has considered the case of the petitioner on 07-04-2015. Accordingly, by order dated 13-12-2023, the contempt petition was closed.

The grievance of the petitioner before this Court is that the State Level Committee (SLC) is yet to consider the case of the petitioner.

Considering the limited prayer involved, this writ petition is disposed of directing the SLC to consider the case of the petitioner in its next immediate sitting, if not already considered. If the case of the petitioner has already been considered by the SLC, the outcome of such consideration shall be intimated to the petitioner forthwith.

With the above observations and directions this writ petition stands disposed of.

The petitioner is permitted to serve a copy of this order to the Chief Secretary to the Government of Assam along with a copy of the present writ petition and the annexures appended thereto.

JUDGE

Comparing Assistant