

GAHC010087992024



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

Case No. : WP(C)/2322/2024

SAHERA KHATUN
W/O ABU EUSUF AHMED
RESIDENT OF NAYAPARA PART I, PO BAHATI, PS MATIA, DIST GOALPARA,
ASSAM 783125

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPARTMENT, DISPUR,
GUWAHATI 06

2:THE MISSION DIRECTOR
ASSAM STATE RURAL LIVELIHOOD MISSION
PANJABARI
GUWAHATI 37

3:THE DISTRICT COMMISSIONER
GOALPARA ASSAM 783010

4:THE CHIEF EXECUTIVE OFFICER

ZILA PARISHAD GOALPARA
ASSAM 783101

5:THE BLOCK DEVELOPMENT OFFICER

MATIA DEVELOPMENT BLOCK
MATIA GOALPARA
ASSAM 783125

6:SMTI RINAMONI DAS

W/O SRI BIBHUTI DAS

VILLAGE BAHATI PART II
PO BAHATI
PS MATIA
DIST GOALPARA
ASSAM 78312

Advocate for the Petitioner : MR. M ALI

Advocate for the Respondent : SC, P AND R.D.

BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR

ORDER

Date : 03.05.2024

Heard Mr. M. Ali, learned counsel for the petitioner. Also heard Ms. J. Bora, learned counsel appearing on behalf of Mr. S. Dutta, learned standing counsel, P&RD Department for the respondent Nos. 1, 2, 4 and 5 and Mr. J. K. Goswami, learned Addl. Senior Govt. Advocate for the respondent No.3.

2. Pursuant to an Advertisement dated 05.02.2024, issued by the Block Development Officer, Matia Development Block for selection of Community Resource Persons-Enterprise Promotion (CRP-EP) under Annual Action Plan (AAP) NRLM Non-Farm for financial year 2023-24, the petitioner applied for the post of CRP-EP under Sidhabari Gaon Panchayat. In terms of the Advertisement, the petitioner appeared in the written examination and was successful. The petitioner also appeared in the Viva-voce which was held on 26th of February, 2024. However, in the final select list, the name of the petitioner was put in the waiting list and the private respondent No.6, namely, Rinamoni Das was

selected for CRP-EP, Sidhabari Gaon Panchayat. It is the case of the petitioner that the respondent No.6, namely, Rinamoni Das does not have computer diploma and she also did not appear in the Viva-voce which was held on 26.02.2024 and therefore she would not have been selected as CRP-EP, Sidhabari Gaon Panchayat.

Being aggrieved, the petitioner made a representation before the Deputy Commissioner, Goalpara on 25.03.2024. The petitioner made another representation before the District Commissioner, Goalpara on 03.04.2024 to look into the matter with regard to the irregularities involved in selection of the respondent No.6. The said representations are yet to be considered by the Deputy Commissioner, Goalpara till date.

3. Accordingly, this writ petition is disposed of directing the Deputy Commissioner Goalpara/respondent No.3 to dispose of the representations dated 25.03.2024 and 03.04.2024 by a speaking order in accordance with law within a period of 3(three) weeks from the date of receipt of a copy of the order of this Court. It is also made clear that while disposing of the representation, the petitioner as well as the respondent No.6 shall be heard in person.

4. With the above observations and directions, this writ petition is disposed of.

JUDGE

Comparing Assistant