

GAHC010028722018



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

Linked Case : I.A.(Civil)/1482/2022

BISWAJIT BHATTACHARJEE and 2 ORS.
S/O.LT. RABAKANTA BHATTACHARJEE
R/O. SONALIJOYANTI NAGAR
NEAR I.S.B.T.
BYLANE NO.2
JORHAT-785001

2: RUPJYOTI BORA
S/O LATE PREMESWAR BORA
R/O VILLAGE AND PO DEORIGAON
DIST. NAGAON-782144

3: KANDARPA DUTTA
S/O LATE PRAFULLA DUTTA
R/O NEW AMOLAPATTI
GOLAGHAT-785621
VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE COMMISSIONER AND SPECIAL SECRETARY TO THE GOVT. OF
ASSAM
PUBLIC WORKS DEPTT.
DISPUR
GUWAHATI-781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
PERSONNEL DEPTT.
DISPUR

GUWAHATI-781006
3:THE CHIEF ENGINEER
ASSAM PUBLIC WORKS DEPTT.
CHANDMARI
GUWAHATI-781003

Advocate for : MR. M K CHOUDHURY
Advocate for : SC
PWD appearing for THE STATE OF ASSAM AND 2 ORS

**BEFORE
HONOURABLE MR. JUSTICE K. SEMA**

ORDER

Date : 13-03-2024

Heard Mr. D. Borah, learned counsel for the applicant.

By the order dated 30/05/2022 passed in W.P.(C) No. 817/2018, this Court had made the following observation;

“7. Upon hearing the learned senior counsel for the applicants and the learned departmental counsel, the Court is inclined to provide that in the event a Selection Board meeting is held for promotion from the post of Assistant Executive Engineer (Civil), PWD (Roads) to the post of Executive Engineer (Civil), PWD (Roads), the pendency of the connected W.P(C) 817/2018, shall not be a bar for the respondent authorities to adopt the “seal cover” method in so far as the candidature of the applicants claim is concerned, if they are within the range of consideration, because by order dated 16.02.2018 in WP(C) 817/2018, the inter-se seniority in the rank of the cadre of the Assistant Executive Engineer (Civil) has been made subject to the outcome of the said writ petition.”

Mr. D. Borah, learned counsel for the applicant submits that by making such observation the purpose of the case in the I.A.(C) has already been served/addressed. The learned counsel therefore submits that the I.A.(C) may be closed.

Prayer is allowed.

I.A.(C) stands disposed.

JUDGE

Comparing Assistant