GAHC010195332024

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

Case No. : WP(C)/5283/2024

SANSUMA BORO
S/O- BUDBAR BORO, R/O- VILL. NO. 1 HASHRAOBARI, P.O. BALLAMGURI, P.S. BIJNI, DIST.-CHIRANG, BTAD, ASSAM, PIN- 783373. (ROLL NO. 5105084085).

VERSUS

THE UNION OF INDIA AND 8 ORS
REPRESENTED BY THE SECRETARY TO THE UNION OF INDIA, MINISTRY OF HOME AFFAIRS, NEW DELHI-110001.

2:THE STAFF SELECTION COMMISSION (SSC)

REPRESENTED BY THE CHAIRMAN/SECRETARY
STAFF SELECTION COMMISSION
BLOCK-12
CGO COMPLEX
LODHI ROAD
NEW DELHI-110003.

3:THE REGIONAL DIRECTOR (NER)

STAFF SELECTION COMMISSION
RUKMINI NAGAR
GUWAHATI-06.

4:THE DIRECTOR GENERAL
BOARDER SECURITY FORCE (BSF)
BLOCK NO. 10
LODHI ROAD
PRAGATI VIHAR
NEW DELHI-110003.

5:THE DIRECTOR GENERAL
CENTRAL INDUSTRIAL SECURITY FORCE (CISF)
BLOCK NO. 13
CGO COMPLEX
NEW DELHI-110003.

6:THE DIRECTOR GENERAL
CENTRAL RESERVE POLICE FORCE (CRPF)
CGO COMPLEX
LODHI ROAD
NEW DELHI-110003.

7:THE DIRECTOR GENERAL
ASSAM RIFLES
NONGRIMMAW
LAITMUKHRAH
GORALINE
SHILLONG
MEGHALAYA-793011.

8:THE DIRECTOR GENERAL
INDO TIBETAN BOARDER FORCE (ITBP)
BLOCK NO. 10
LODHI ROAD
NEW DELHI-110003.

9:THE DIRECTOR GENERAL
SHAHASRA SEEMA BAL (SSB)
5-6
VIVEKANANDA MARG EAST BLOCK
R.K. PURAM
NEW DELHI-110022

Advocate for the Petitioner : MR M AHMED, A. K. KANU

Advocate for the Respondent : DY.S.G.I., MRS S BARUAH

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO

ORDER

Date : 08.11.2024

Heard Mr. M. Ahmed, learned counsel for the petitioner, who submits that the petitioner responded to the employment notice dated 21/07/2018 for recruitment to the post of Constables (GD) in Central Armed Police Forces (CAPFs), NIA & SSF and Rifleman (GD) in Assam Rifles (AR) Examination, 2018.

2. According to the petitioner, he participated in the selection process and he secured marks more than the last candidate who was selected from the unreserved category. The petitioner belongs to the ST category. In this connection, the learned counsel for the petitioner has drawn the attention of this Court to the marks declared by the Staff Selection Commission. It may be seen that the instant selection process happened in the year 2018 and according to the counsel for the petitioner, the final result was declared on 28.01.2021.

3. At this stage Ms. S. Baruah, learned CGC, who represent the respondent Union of India has produced two orders passed by the co-ordinate Bench of this Court i.e. order dated **28.06.2024** passed in **WP(C) no. 3322 of 2024** ***(Sajal Sinha and 2 others Versus The Union of India and 9 others)*** and order dated **23.10.2024** passed in **WP(C) no. 4425 of 2024** ***(Manash Protim Gogoi Versus The Union of India and 4 others)*** and submits that the instant writ petition also is hit by delay & laches and should be dismissed.

4. From a perusal of the said orders it is seen that the petitioners there in had also claimed similar relief after they were not selected in terms of the selection process initiated pursuant to the advertisement notice dated 21.07.2018. The writ petitions were dismissed on account of delay and laches. The claim of the petitioner in the instant case from a perusal of the materials on record are found to be similar and identical.

5. Since according to the petitioner himself the result were declared on 28.01.2021, the writ petition having been filed only on 17.09.2024, the same is found to be hit by delay and laches and accordingly the same is dismissed.

JUDGE

Comparing Assistant