

GAHC010196162018



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

Case No. : WP(C)/6129/2018

SRI LANKESWAR BARMAN
S/O- LT HARINATH BARMAN, R/O- VILL- NEWAJESPUR, P.O. FULERCHAR,
DIST- DHUBRI, ASSAM 783135

VERSUS

THE STATE OF ASSAM AND 4 ORS.
THROUGH THE COMM. AND SECY. TO THE GOVT. OF ASSAM, P.W.D.,
ASSAM, DISPUR, GHY-6

2:THE STATE LEVEL COMMITTEE FOR COMPASSIONATE APPOINTMENT
REP. BY ITS CHAIRMAN
THE CHIEF SECY.
TO THE GOVT. OF ASSAM
DISPUR
GHY-6

3:THE CHIEF ENGINEER
P.W.D. (ROADS)
ASSAM
CHANDMARI
GHY-3

4:THE DISTRICT LEVEL COMMITTEE FOR COMPASSIONATE
APPOINTMENT
DHUBRI
REP. BY ITS CHAIRMAN THE DY. COMMISSIONER
DHUBRI
DIST- DHUBRI
ASSAM
783135

5:THE EXECUTIVE ENGINEER
P.W.D. DHUBRI RURAL ROAD DIVISION
PO AND PS- DHUBRI
DIST- DHUBRI
ASSAM
78313

Advocate for the Petitioner : MR. S C BISWAS, MR. P S BISWAS,MS A BORAH,MS S SENGUPTA

Advocate for the Respondent : GA, ASSAM, SC, PWD

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 22-10-2024

Heard Mr. S.C. Biswas, learned counsel for the writ petitioner. Also heard Mr. R. Dhar, learned Addl. Sr. Govt. Advocate, Assam appearing for all the respondents.

The prayer in this writ petition pertains to the application for compassionate appointment submitted by the petitioner. The father of the petitioner, who was working as Gr-IV employee under the respondent No. 5, died-in-harness on 28-10-2007 leaving behind the petitioner as one of the legal heirs. The petitioner had accordingly submitted an application on 26-02-2008 seeking appointment on compassionate ground. The District Level Committee (DLC), Dhubri had recommended his case for appointment on compassionate ground against a Gr-III vacancy vide minutes of meeting dated 31-10-2008. The petitioner has approached this Court by filing the instant writ petition, *inter alia*, contending that the recommendation of the DLC has not been placed nor considered by the SLC. However, the fact remains that the SLC had rejected the claim of the petitioner in its meeting held on 19-06-2018.

Under such circumstances, unless a challenge is made to the resolution dated 19-06-2018 of the SLC, no relief can be granted to the petitioner. Situated thus, this writ petition stands closed with liberty to the petitioner to avail appropriate legal remedy, as may be permissible under the law.

JUDGE

GS

Comparing Assistant