

GAHC020004572024



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

Case No. : WP(C)/162/2024

SHRI TEMJENSOBA IMCHEN
S/O LATE IMLIWATI IMCHEN
PREMANENT R/O MANGMETONG VILLAGE
MOKOKCHUNG NAGALAND

VERSUS

THE STATE OF NAGALAND AND 2 ORS
THROUGH THE COMMISSIONER AND SECRETARY
GOVT. OF NAGALAND
DEPT. OF HIGHER EDUCATION
NAGALAND KOHIMA

2:THE COMMISSIONER AND SECRETARY
P AND AR DEPT.
GOVT. OF NAGALAND
NAGALAND KOHIMA

3:THE DIRECTOR
DIRECTORATE OF HIGHER EDUCATION
NAGALAND KOHIM

Advocate for the Petitioner : ALEMWAPANG AO

Advocate for the Respondent : GOVT ADV NL

Page No.# 2/3
BEFORE
HON'BLE MR. JUSTICE NELSON SAILO
ORDER

20.08.2024

Heard Mr. Arenlong, learned counsel for the petitioner, who submits that the father of the petitioner died in harness while working as a Lecturer in the Department of Higher Education on 05.06.2017. Since he was the sole bread earner of the family comprising of the petitioner's mother and a younger brother of the petitioner, the petitioner submitted an application to the respondent authorities for appointment on compassionate basis as per the standing guidelines issued vide Office Memorandum (OM) dated 17.09.2015 by the Personnel & Administrative Reforms Department (Administrative Reforms Branch) as well as the Addendum dated 09.04.2019, issued by the same Department. However, the application of the petitioner was not considered and he therefore, submitted another application in the proper format before the Director, Directorate of Higher Education, Nagaland, Kohima, (respondent No. 3) on 22.03.2022 and thereafter a reminder on 10.03.2023. Despite the same since the respondent authorities have failed to consider the case of the petitioner for compassionate appointment the petitioner is before this Court.

2. The learned counsel submits that the petitioner at this stage, has a limited prayer, which is to the effect that the application submitted by him on 22.03.2022 may be considered and disposed of by the respondent authorities

within a time-frame.

3. Mr. Veto V. Zhimomi, learned State counsel appears for the State respondents and submits that he has no objection if a direction is given for consideration of the representation and dispose of the same as prayed by the petitioner.

4. In view of above, the writ petition is disposed of with the direction to the respondent No. 3 to consider and dispose of the application of the petitioner dated 22.03.2022 in terms of the standing guidelines of the State Government for granting compassionate appointment within a period of 6 (six) weeks from the date of a certified copy of this Order.

5. The Order to be passed by the respondent No. 3 shall be communicated to the petitioner.

Sd/-
JUDGE

Comparing Assistant