

GAHC020004872023



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

Case No. : WP(C)/200/2023

MR. A. VIYISHE SEMA
AGED ABOUT 53 YEARS
S/O AKHAKHU YEPTHOMI
R/O ADMINISTRATION HILL
SATAKHA
DISTRICT - ZUNHEBOTO
NAGALAND

VERSUS

THE STATE OF NAGALAND AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY/
SECRETARY,
DEPARTMENT OF PUBLIC HEALTH DEPARTMENT (PHED)
GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

2:THE COMMISSIONER AND SECRETARY/
SECRETARY
DEPARTMENT OF PERSONNEL AND ADMINISTRATIVE
REFORMS, GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

3:THE CHIEF ENGINEER
DEPARTMENT OF PUBLIC HEALTH ENGINEERING
GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

Advocate for : A. ZHIMOMI

Advocate for : GOVT ADV NL appearing for THE STATE OF NAGALAND AND 2

ORS

**BEFORE
HON'BLE MR. JUSTICE MANISH CHOUDHURY**

ORDER

Date : 26-03-2024

Heard Mr. A. Zhimomi, learned counsel for the petitioner and Ms. V. Suokhrie, learned Additional Advocate General, Nagaland for the State respondents.

It is submitted by Mr. Zhimomi, learned counsel for the petitioner that by an Office Order bearing no. CE/PHE/EST-WC/R-30/2016/9824-28 dated 21.02.2022 passed under the hand of the Additional Chief Engineer & HoD, O/o the Chief Engineer, PHED, Nagaland, Kohima, the services of the petitioner, A. Viyishe has been regularised as R/Jugali against a post created vide Cabinet Approval no. CAB-1/14/2023 dated 23.01.2024 w.e.f. 22.08.2019. Mr. Zhimomi, learned counsel for the petitioner has submitted that as during the pendency of the writ petition, the petitioner has got the necessary relief, the writ petition is not required to be proceeded with further.

Projecting the above facts, Mr. Zhimomi, learned counsel for the petitioner has submitted that the writ petition can be closed, at this stage, reserving the liberty to the petitioner to approach again in the event of any subsequent cause of action.

Ms. Suokhrie, learned Additional Advocate General, Nagaland has agreed to the said submission.

A copy of the said Office Order dated 21.02.2024, mentioned above, has been placed before the Court by Mr. Zhimomi, learned counsel for the petitioner and the said Office Order be kept as part of the case record.

The writ petition is accordingly closed, reserving the liberty to the

petitioner, as prayed for.

Sd/-

JUDGE

Comparing Assistant