Item No.12
(Through Video Conferencing)

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

CONT. CAS(C) No. 104 of 2020

Md. Ayub Khan & 3 Ors.

….*Petitioners*

- Versus -

Shri Dr. Rajesh Kumar, IAS & Anr.

…*Respondents*

BEFORE
HON'BLE THE CHIEF JUSTICE MR. RAMALINGAM SUDHAKAR

15.12.2020

Md. Ajmal Hussain, learned counsel appears for the petitioners.

Order dated 23.07.2020 passed by this Court in W.P.(C) No. 416 of 2020 reads as follows :

> *"Heard Mr. Ajmal, learned counsel for the petitioner. Also heard Mr. Sukumar, learned GA appearing on behalf of the respondents.*
>
> *By this writ petition, the petitioners claim to be within the zone of promotion to the post of S.I. (Male) in the Manipur Police Department. To that effect the petitioners have approached the authority by submitting representation dated 10.07.2020 before the Chief Secretary (Special Secretary) Home, Government of Manipur and the Director General of Police, Manipur.*
>
> *Consider that the representation is pending before the respondents, this writ petition is disposed of by directing the respondent Nos. 1 & 2 to consider and dispose of the representation dated 10.07.2020 made by the petitioners by a speaking order and in accordance with law within a period of 2 (two) months from the date of receipt of a copy of the order of this Court.*
>
> *With the above observations and direction, the writ petition is disposed of."*

Mr. P. Tamphamani, learned counsel appearing for the respondent No. 2 has produced a copy of the order dated 05.12.2020 of the Director General of Police which reads as follows :

> *"ORDERS BY THE DIRECTOR GENERAL OF POLICE : MANIPUR*
> *Imphal, the 05 December, 2020*
>
> *No. E/30/16/2020-PHQ(ADM) (COURT)/1965 : Whereas, Md. Ayub Khan, Assistant Sub-Inspector of Police (Male/Civil) along with 4 (four0 other Assistant Sub-Inspectors of Police filed a representation dated 10.07.2020 to promote them to the rank of Sub-Inspector(Male/Civil).*
>
> *2. And whereas, the petitioners were promoted to the rank of Asstt. Sub-Inspector (Male/Civil) from Head Constable on 14.07.2011 and passed Pre-Promotion Selection Test for promotion to the rank of Sub-Inspector (Male/Civil) on 11.02.2016.*
>
> *3. And whereas, the petitioners were not recommended by the DPC held on 22.09.2017 for promotion from Asstt. Sub-Inspector to Sub-Inspector (Male/Civil) as the petitioners stood at lower positions in the seniority list of Asstt. Sub-Inspector (Male/Civil).*
>
> *4. Whereas, at present the process for DPC for promotion from Asstt. Sub-Inspector (Male/Civil) to Sub-Inspector (Male/Civil) is under way by seeking the required information from the concerned Districts and Units w.e.f. 23.07.2020. Further, the DPC will be held as soon as the formal official procedure is completed. Hence, the representation dated 10.07.2020 of the petitioners is disposed of.*
>
> *Sd/-*
> *Director General of Police,*
> *Manipur, Imphal"*

Representation has been considered giving reason that the DPC proceeding is under way.

Since the representation has been considered, contempt petition is closed.

CHIEF JUSTICE

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Yumkham Rother

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