

GAHC020006032025



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

Case No. : WP(C)/189/2025

TAKOYANGER
S/O LATE LONGRIEMBA, MOKOKCHUNG, NAGALAND

VERSUS

STATE OF NAGALAND AND 4 ORS
THROUGH THE CHIEF SECRETARY, GOVT. OF NAGALAND

2:THE COMMISSIONER AND SECRETARY
P AND AR DEPT
NAGALAND KOHIMA

3:THE COMMISSIONER AND SECRETARY
DEPT. OF POWER
NAGALAND KOHIMA

4:THE ENGINEER-IN-CHIEF
DEPT. OF POWER
NAGALAND KOHIMA

5:THE EXECUTIVE ENGINEER
DEPT. OF POWER
ELECTRICAL DIVISION
MOKOKCHUNG NAGALAN

Advocate for the Petitioner : SUPONGWATI WALLING, R ATSULA KIPS

Advocate for the Respondent : GOVT ADV NL,

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

ORDER

Date : 16.09.2025

Heard Ms. R. Atsula Kips, learned counsel for the petitioner and Mr. Ajungli Sangtam, learned Junior Government Advocate, Assam for all the respondents.

2. The case projected by the petitioner, in brief, is that, the petitioner's father, Late Longriemba was a regular employee under the Power Department, Government of Nagaland. The petitioner's father died-in-harness on 06.07.2025 leaving his wife, a son [the petitioner] and a daughter. At the time of his death, Late Longriemba was serving in the establishment of the Executive Engineer, Electrical Division, Mokokchung, Nagaland. The petitioner has projected that his father was the only bread earner in the family.

3. The petitioner has submitted that the State Government has a policy / scheme for appointment on compassionate ground and the policy / scheme for appointment on compassionate ground has been notified by an Office Memorandum dated 17.09.2015 and an Addendum dated 09.04.2019. As per the policy / scheme, the petitioner as a son of the deceased employee is eligible to seek appointment on compassionate ground.

4. The petitioner seeking his appointment on compassionate ground had submitted an application before the respondent no. 4 on 08.08.2025 and the office of the respondent no. 5 had duly acknowledged the receipt of the said application under its seal. As no discernible steps appeared to have been taken by the respondent authorities in the Power Department, Government of Nagaland regarding the petitioner's application for compassionate appointment, the petitioner is before this Court by the instant writ petition seeking a direction to the respondent authorities for consideration of his application.

5. Mr. Anjungli Sangtam, learned State Counsel has submitted that as the petitioner has stated that he had already submitted an application seeking his appointment on compassionate ground as per the policy / scheme of the State Government and the same has not yet been given due consideration, this writ petition, at this stage, can be disposed of with a direction to the respondent authorities in the Power Department, more particularly, the respondent no. 3 and the respondent no. 4 to consider such representation within a stipulated period of time.

6. Ms. Kips, learned counsel for the petitioner has submitted that she has no objection if the writ petition is disposed of with a direction to consider the application dated 08.08.2025 of the petitioner.

7. In view of broad consensus arrived at by the learned counsel for the parties in the afore-stated manner and considering the projection made that the petitioner has already submitted an application seeking his appointment on compassionate ground in terms of the policy / scheme of the State Government, this Court is of the view that instead of keeping this writ petition pending, the writ petition can be disposed of with a direction to the respondent authorities in the Power Department, more particularly, the respondent no. 3 and the respondent no. 4 to take the representation, stated to have been submitted by the petitioner on 08.08.2025, on board and thereafter, consider the application in terms of the policy / scheme of the State Government for appointment on compassionate ground notified by the Office Memorandum dated 17.09.2015 and the Addendum dated 09.04.2019. It is accordingly directed. It is observed that the respondent authorities shall consider the application of the petitioner on its own merits and in accordance with law and thereafter, shall pass a speaking order within a period of six weeks from the date of submission of a certified copy of this order by the petitioner at the office of the respondent no. 4.

8. With the observations made and the directions given above, the writ

petition is disposed of.

Sd/-

JUDGE

Comparing Assistant