SHOUGRAKPAM DEVANANDA SINGH
Digitally signed by SHOUGRAKPAM DEVANANDA SINGH
Date: 2026.11.05 17:03:52 +05'30'

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

WP(C) No. 840 of 2025

Smt. Soram Prabhabati Devi, aged about 58 years, D/o (L) Achou Singh, resident of Nagamapal Soram Leirak, P.O. & P.S. Imphal, Imphal West District, Manipur, Company Commander/ IW (Bn-II), Home Guards No. 92043, 795001.

… Petitioner

-Versus-

1. The State of Manipur represented by the Principal Secretary/ Commissioner (Home), Government of Manipur, office at Old Secretariat, Babupara, P.O. & P.S. Imphal, Imphal West District, Manipur – 795001.
2. The Director General of Police-cum-Commandant General (Home Guards), Manipur, Office at PHQ Babupara, Imphal, P.O. & P.S. Imphal, Imphal West District, Manipur – 795001.
3. The Addl. Director General of Police (HG), office at PHQ Babupara, Imphal, P.O. & P.S. Imphal, Imphal West District, Manipur – 795001.
4. The Commandant, Home Guards (VA), Manipur, Office at Lamphelpat, Imphal, P.O. & P.S. Lamphel, Imphal West District, Manipur – 795001.

... Respondents

5. Md. Wahid Ali, HG No. 85106, Divisional Commander (paid), C/o the Commandant, Home Guards (VA), Manipur, office at Lamphelpat, Imphal, P.O. & P.S. Lamphel, Imphal West District, Manipur – 795004.

… Proforma Respondent

With

MC(WP(C)) No. 170 of 2026 &
MC(WP(C)) No. 765 of 2025

B E F O R E
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH

O R D E R

05-11-2026

[1] Mr. Rendy Maibam, learned counsel appeared on behalf of the petitioner/ applicant and Mr. Shyam Sharma, learned GA appeared on behalf of the respondent No. 5.

[2] At the outset, the learned counsel appearing for the petitioner submitted that as the petitioner is on the verge of retirement on attaining the age of superannuation, i.e., w.e.f. 28-02-2027, the petitioner had filed an application registered as MC(WP(C)) No. 170 of 2026 with a prayer for passing an appropriate order to consider the prayer No. (iv) made by the petitioner in the present writ petition and to dispose of the writ petition as well as the connected applications. Prayer No. 4 made by the petitioner in the present writ petition reads as under:-

> ***"(iv) to issue a writ in the nature of Mandamus/ Certiorari or any other appropriate writ/ directions/ orders, directing to consider the promotion of the petitioner to the higher post of Divisional Commander or higher post as done for Md. Wahid Ali, Company Commander (Paid) Hg No. 85106 of Bn-I, Headquarters vide order No. 1/13/2022(Pt-DCG(HG) dated 29-09-2025 (AT ANNEXURE-A/22) issue by the Addl. Director General of Police (HG), Manipur against the available vacancy, as per the existing seniority list of Company Commander and relevant provisions of the Home Guard Act, 1989 and rules framed thereunder on the spirit of article 14 and 16 of the Constitution of India, in the facts and circumstances of the present case."***

[3] The learned counsel further submitted that he has received instruction from the petitioner that the petitioner will not press all the

other remaining prayers made by him in the present writ petition and prays for issuing a direction to consider the promotion of the petitioner to the higher post of Divisional Commander against any available vacancy as per the existing Seniority List of Company Commanders and strictly in accordance with the relevant provisions of the Home Guards Act, 1989 and rules made thereunder within a stipulated period.

[4] Mr. Shyam Sharma, learned GA appearing for the respondents No. 1 to 4 fairly submitted that as the prayer made on behalf of the petitioner is confined to only issuing a direction to the respondents to consider the case of the petitioner against any available vacancy as per the existing Seniority List of Company Commanders and strictly in terms of the relevant provisions of the Home Guards Act, 1989 and rules made thereunder, he has no objection in disposing of the present writ petition as prayed for by the learned counsel appearing for the petitioner.

[5] In view of the submissions made above and the consensus arrived at between the counsel for the petitioner and the learned GA appearing for the State respondents, this court is of the considered view that it will meet the ends of justice to issue the following directions:-

(i) The respondents No. 2, 3 and 4 are hereby directed to consider the case of the petitioner for promotion to the post of Divisional Commander against any available vacancy on the basis of the existing Seniority List of Company Commanders and also by considering all the other eligible candidates within the zone of consideration and strictly in

terms of the relevant provisions of the Home Guards Act, 1989 and rules made thereunder; and

(ii) The whole process for consideration and issuance of any consequential order shall be completed within a period of two months from the date of receipt of a certified copy of this order.

With the aforesaid directions, the present writ petition and the two connected applications are hereby disposed of.

JUDGE

Devananda