GAHC010061812026

2026:GAU-AS:16573

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

Case No. : WP(C)/1881/2026

MOHSIN AHMED
S/O- ABDUL JABBAR,
PRESENTLY POSTED AT 9TH ASSAM POLICE BATTALION, BARHAMPUR, NAGAON, ASSAM, PIN-782439,
PERMANENT R/O- VILLAGE DIGHALZAR, P.O- DIGHALZAR, P.S- MURAJHAR, DIST- HOJAI, ASSAM

VERSUS

THE STATE OF ASSAM AND OTHRS
REP. BY THE ADDL. CHIEF SECRETARY TO THE GOVT. OF ASSAM, HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI-06

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI-07

3:THE ADDL. DIRECTOR GENERAL OF POLICE (ADMIN)
ASSAM
ULUBARI
GUWAHATI-07

4:THE INSPECTOR GENERAL OF POLICE (ADMIN)
ASSAM
ULUBARI
GUWAHATI-07

5:THE COMMANDANT
9TH ASSAM POLICE BATTALION
BARHAMPUR
NAGAON

ASSAM
PIN-782439

6:MADHOBI BORAH DSP (JUNIOR GRADE)
PRESENTLY POSTED AT ASSAM POLICE TRAINING COLLEGE
DERGAON
GOLAGHAT
ASSAM

Advocate for the Petitioner : MR D N SARMA, MR. A M GOSWAMI

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE NCHUMBEMO MOZHUI

ORDER

11/11/2026

Heard Mr. A.M. Goswami, learned counsel for the petitioner. Also heard Mr. T.C. Chutia, learned Senior Government Advocate, assisted by Ms. L. Islam, learned counsel for the respondents.

2. The brief fact of the case is that the petitioner was aggrieved by the action of the State respondents on the ground that his date of joining the post of Inspector (AB) was entered 30.10.2018 instead of 24.10.2019 in the provisional gradation list. The wrong recording was on the basis of a criminal case pending against him. However, the petitioner was acquitted from the pending criminal case and was given seniority retrospective effect from 24.10.2018 by Notification No. ECF No. 339230/448 dated 05.03.2025. Thereafter by Absorbed Order Memo No. 1st commando/R/50/VOL-II/2025/422 dated 10.03.2025, the petitioner was allowed to affect his promotion to the rank of Inspector (AB) w.e.f., 24.10.2018.

3. The petitioner immediately being granted the benefits of seniority retrospectively effect from 24.10.2018 by Notification dated 05.03.2025 and Absorbed Order dated 10.03.2025, submitted representation dated 21.08.2025 before the Inspector General of Police (Admin) Assam for consideration of his case to include his name in the upcoming gradation list of Inspector (AB). The said representation was put up before the respondent authority for consideration.

4. However, in spite of such representation, no action was forthcoming from the respondent authorities.

5. The learned counsel for the petitioner further submits that in a similar situated case, one Officer namely Dibakar Deka, had filed WP(C) No. 2495/2025, challenging the wrong recording of his date of joining as Inspector (AB) in the gradation list as 24.10.2019 instead of 30.10.2018. This Hon'ble Court by order dated 23.07.2025 has disposed of the writ petition on the submission of the Government Advocate basing on the instructions received that as per the departmental records, it was shown that his date of joining to the post of Inspector (AB) is 30.10.2018. Accordingly the respondents were directed to take necessary steps more particularly the Inspector General of Police (Admin) to make the correction in the gradation list showing the date of joining of the petitioner to the post of Inspector (AB) as 30.10.2018 instead of 24.10.2019. The Hon'ble Court also directed the respondents to complete the entire process within a period of 3 (three) weeks from the date of the order pursuant to which the final gradation list shall be published if not already published. The petitioner in the said case was granted the benefit as directed by this Court and promoted to DSP in the month of January, 2026 by Notification

No. eCF-649834/350-A dated 29.01.2026.

6. Mr. T.C. Chutia, learned Senior Government Advocate submits that the instant case may be disposed of at this stage by directing the respondent authorities to consider the representation dated 21.08.2025 within a time frame.

7. The learned counsel for the petitioner submits that he has no objection, if the petition is disposed of in view of the submission of the learned Senior Government Advocate.

8. In view of the above, the instant petition is disposed of directing the respondent authorities and more particularly the respondent No. 4 i.e., the Inspector General of Police (Admin), Assam, Ulubari, Guwahati to disposed of the representation dated 21.08.2025 submitted by the petitioner within a period of 2 (two) months from the date of the receipt of this order.

9. Accordingly, the writ petition stands disposed of with the above direction. No order as to cost.

JUDGE

Comparing Assistant