

GAHC010112312020



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

**Case No. : I.A.(Civil) 1364/2020**

1:THE ASSAM PUBLIC SERVICE COMMISSION AND 2 ORS  
REP. BY THE CHAIRMAN, JAWAHAR NAGAR, GHY-781022

2: THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA-781022

3: THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA-78102

VERSUS

1:THE STATE OF ASSAM AND 17 ORS.  
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM, DISPUR,  
GUWAHATI-781006

2:The Registrar  
Assam Agriculture University  
Barbheta  
Jorhat  
Assam 785013

3:The Registrar  
Assam Science and Technology University  
Tetelia Road  
near Assam Engineering College  
Jalukbari  
Guwahati  
Assam 781013

4:The Registrar

Srimanta Sankaradeva University of Health Sciences 2nd Floor  
Gauhati Medical College Building  
Gauhati Medical College Hill-Top Road  
Narkashur Hilltop  
Bhangagarh  
Guwahati  
Assam 781032

5:The Registrar  
Cotton University College Hostel Road Dutta Baruah Bhawan  
Paanbazar Guwahati  
Assam 781001

6:The Registrar  
Gauhati University NH37  
Gopinath Bordoloi Nagar  
Jalukbari  
Guwahati  
Assam 781014

7:SYEDA MISHALI NAZA  
D/O SYED ATIKUR RAHMAN  
R/O AHMED APARTMENT  
MILAN NAGAR-II  
NEAR E.COM TOWER  
VIP  
P.O. GUWAHATI AIRPORT  
DIST.-KAMRUP(M)  
ASSAM  
PIN-781015

8:PULAK DEKA  
S/O- LATE PRAFULLA DEKA  
R/O VILL- PATRAPUR  
PO-KENDUA  
PS- BAIHATA CHARIALI  
DIST- KAMRUP  
ASSAM  
781121

9:ASHIM SAIKIA  
S/O- PRANAB KR SAIKIA  
R/O- H NO-23  
NANDANPUR PATH  
OPP BHABENDALOY  
PO- BELTOLA  
DIST- KAMRUP(M)  
ASSAM

GHY-6

10:SHALINI KHAN  
D/O- ROBIN KHAN  
RESIDENT- H NO-120A  
HONURAM BORO PATH  
WALFORD  
KACHARI BASTI  
GHY- 781005

11:GIRBANI DEKA  
W/O- RANJAN ENGTI  
R/O- H NO 54/37  
SEUJI PATH  
NEAR NABAGRAHA TEMPLE  
KHARGHULI  
DIST- KAMRUP(M)  
GHY-3

12:ANGSHUMAN HAZARIKA  
SON OF KULADHAR HAZARIKA  
R/O H NO-11  
CHANDMARI  
RAGHUNATH CHOUDHURI NAGAR  
NEAR HOLY CHILD SCHOOL  
PO- SILPUKHURI  
DIST- KAMRUP(M)  
ASSAM  
PIN- 781003

13:PANKAJ CHETRY  
S/O- DHAN BAHADUR CHETRY  
R/O- NS AREA PLOT X-55  
PO- DIGBOI  
DIST- TINSUKIA  
ASSAM  
PIN-786171

14:JYOTISHA SAIKIA  
D/O- LT GOJEN SAIKIA  
R/O- H NO-44  
CHANDMARI COLONY  
PO- CHANDMARI  
DIST-KAMRUP(M)  
ASSAM  
PIN-781003

15:NIVEDITA SAIKIA

D/O- BANESWAR SAIKIA  
R/O- KUSHAL NAGAR  
SOUTH HAIBORGAON  
PO- HAIBORGAON  
DIST- NAGAON  
ASSAM  
PIN- 782002

16:NAVIN KR RAY  
S/O- RAM UDGAR RAY  
R/O VILL AND PO- AGBANDHA SAIDANG  
PS- MARGHERITA  
DIST- TINSUKIA  
ASSAM  
PIN- 786187

17:MOKLESUR RAHMAN  
S/O- LUTFUR RAHMAN  
R/O- COLLEGE ROAD  
MATHPARA BYLANE  
PO- KAHILLPUR  
DIST- DHUBRI  
ASSAM  
PIN-783325

18:ABHIJIT RAJKUMAR  
S/O- CHANDRA MOHAN RAJKUMAR  
R/O- H NO-22(A)  
SHIV BARI LANE(LANE NO-7)  
PO- VIVEKANANDA ROAD  
SILCHAR  
DIST- CACHAR  
ASSAM  
PIN-78800

**Advocate for the Petitioner** : MR. T J MAHANTA

**Advocate for the Respondent** : GA, ASSAM

Linked Case : WP(C) 3696/2019

1:ABHIJIT RAJKUMAR  
S/O CHANDRA MOHAN RAJKUMAR  
H/NO- 22(A)  
SHIV-BARI LANE (LANE NO 07)P.O.- VIVEKANANDA ROAD  
SILCHAR

DIST.-CACHAR  
STATE- ASSAM  
PIN-788007

VERSUS

1:THE STATE OF ASSAM AND 3 ORS.  
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM  
DISPUR  
GUWAHATI-781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN JAWAHARNAGAR  
KHANAPARA  
GUWAHATI-781022

3:THE SECRETARY  
THE ASSAM PUBLIC SERVICE COMMISSION  
JAWAHARNAGAR  
KHANAPARA  
781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATION  
THE ASSAM PUBLIC SERVICE COMMISSION  
JAWAHARNAGAR  
KHANAPARA  
GUWAHATI-781022

Advocate for the Petitioner : MR. D DEKA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3344/2019

1:GIRBANI DEKA  
W/O- RANJAN ENGTI  
R/O- HNO. 54/37  
SEUJI PATH  
NEAR NABAGRAHA TEMPLE  
KHARGULI  
GHY- 03  
DIST- KAMRUP(M)  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS

REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE APSC  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GUWAHATI- 781022

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 22

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3346/2019

1:ANGSHUMAN HAZARIKA  
S/O- KULA DHAR HAZARIKA  
R/O- H NO. 11  
CHANDMARI  
RAGHUNATH CHOUDHURY NAGAR  
NEAR HOLY CHILD SCHOOL  
P.O- SILPUKHURI  
PIN- 781003  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS  
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GUWAHATI- 781022

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3228/2019

1:SYEDA MISHALI NAZA  
D/O SYED ATIKUR RAHMAN  
R/O AHMED APARTMENT  
MILAN NAGAR-II  
NEAR E.COM TOWER  
VIP  
P.O. GUWAHATI AIRPORT  
DIST.-KAMRUP(M)  
ASSAM  
PIN-781015

VERSUS

1:THE STATE OF ASSAM AND 3 ORS.  
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM  
DISPUR  
GUWAHATI-781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN JAWAHAR NAGAR  
GUWAHATI-781022

3:THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPAR-781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION

JAWAHAR NAGAR  
KHANAPARA-781022

5:The Registrar  
Assam Agriculture University

Barbheta  
Jorhat  
Assam 785013

6:The Registrar  
Assam Science and Technology University

Tetelia Road  
near Assam Engineering College

Jalukbari  
Guwahati  
Assam 781013

7:The Registrar  
Srimanta Sankaradeva University of Health Sciences  
2nd Floor  
Gauhati Medical College Building

Gauhati Medical College Hill-Top Road

Narkashur Hilltop  
Bhangagarh

Guwahati  
Assam 781032

8:The Registrar  
Cotton University  
College Hostel Road Dutta Baruah Bhawan

Paanbazar Guwahati

Assam 781001

9:The Registrar  
Gauhati University  
NH37  
Gopinath Bordoloi Nagar

Jalukbari  
Guwahati



Assam 781014

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3334/2019

1:ASHIM SAIKIA  
S/O- PRANAB KR SAIKIA  
R/O- H NO. 23  
NANDANPUR PATH  
OPP BHABENDALOY  
P.O- BELTOLA  
KAMRUP(M)  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS  
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GUWAHATI- 22

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3368/2019

1:NIVEDITA SAIKIA  
D/O- BANESWAR SAIKIA  
R/O- KUSHAL NAGAR  
SOUTH HAIBARGAON  
P.O- HAIBARGAON  
DIST- NAGAON  
PIN- 782002  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS  
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GUWAHATI- 781022

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3364/2019

1:JYOTISHA SAIKIA  
DAUGHTER OF LATE GOJEN SAIKIA  
RESIDENT OF HOUSE NO. 44  
CHANDMARI COLONY  
P.O. CHANDMARI

PIN- 781003  
DISTRICT- KAMRUP(M)  
ASSAM.

VERSUS

1:THE STATE OF ASSAM AND 3 ORS.  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM  
DISPUR  
GUWAHATI- 781006.

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REPRESENTED BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GUWAHATI- 781022.

3:THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA- 781022.

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022.

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3377/2019

1:NAVIN KUMAR RAY  
S/O- RAM UDGAR RAY  
R/O- VILL- AGBANDHA SAIDING  
P.S. MARGHERITA  
P.O. AGBANDHA SAIDING  
DIST- TINSUKIA  
PIN- 786187  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS.  
REP. BY THE CHIEF SECY. TO THE GOVT. OF ASSAM  
DISPUR  
GHY-6

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GHY-22

3:THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GHY-781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3348/2019

1:PANKAJ CHETRY  
S/O- DHAN BAHADUR CHETRY  
R/O- NS AREA PLOT X-55  
P.O- DIGBOI  
DIST- TINSUKIA  
PIN- 786171  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS  
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR

GUWAHATI- 781022

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR  
KHANAPARA  
GUWAHATI- 781022

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3595/2019

1:MOKLESUR RAHMAN  
S/O- LUFTOR RAHMAN  
R/O- COLLEGE ROAD  
MATHPARA BYLANE  
P.O. KHALILPUR  
DIST- DHUBRI  
PIN- 783325  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS.  
REP. BY THE CHIEF SECY. TO THE GOVT. OF ASSAM  
DISPUR  
GHY-6

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GHY-22

3:THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA- 781022

4:THE PRINCIPAL  
CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GHY-22

Advocate for the Petitioner : MR. R B GOHAIN  
Advocate for the Respondent : GA  
ASSAM

Linked Case : WP(C) 3319/2019

1:PULAK DEKA  
S/O- LT PRAFULLA DEKA  
R/O- VILL- PATRAPUR  
P.O. KENDUA  
P.S. BAIHATA CHARIALI  
PIN- 781121  
DIST- KAMRUP  
ASSAM

VERSUS

1:ASSAM PUBLIC SERVICE COMMISSION AND 4 ORS.  
JAWAHAR NAGAR  
KHANAPARA  
GHY-22  
REP. BY ITS CHAIRMAN

2:THE CHAIRMAN  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GHY-22

3:THE SECRETARY  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GHY-22  
REP. BY ITS CHAIRMAN

4:THE PRINCIPAL CONTROLLER OF EXAMINATION  
ASSAM PUBLIC SERVICE COMMISSION

JAWAHAR NAGAR  
KHANAPARA  
GHY-22

5:THE CONTROLLER OF EXAMINATIONS  
ASSAM PUBLIC SERVICE COMMISSION  
JAWAHAR NAGAR  
KHANAPARA  
GHY-22

Advocate for the Petitioner : MR. D GOSWAMI  
Advocate for the Respondent : SC  
APSC

Linked Case : WP(C) 3341/2019

1:SHALINI KHAN  
D/O- SRI ROBIN KHAN  
R/O- H NO. 120A  
HONURAM BORO PATH  
WALFORD KACHARI BASTI  
GUWAHATI- 781005  
DIST- KAMRUP(M)  
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 3 ORS  
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM  
DISPUR  
GUWAHATI- 781006

2:THE ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS CHAIRMAN  
JAWAHAR NAGAR  
GHY- 22

3:THE SECRETARY  
APSC  
JAWAHAR NAGAR  
KHANAPARA- 22

4:THE PRINCIPAL CONTROLLER OF EXAMINATIONS  
APSC  
JAWAHAR NAGAR

KHANAPARA  
GUWAHATI- 22

Advocate for the Petitioner : MR. P MAHANTA  
Advocate for the Respondent : GA  
ASSAM

BEFORE  
**HON'BLE MR. JUSTICE MANASH RANJAN PATHAK**

**ORDER**

**08-09-2020**

Heard Mr. T. J. Mahanta, learned Senior counsel for the APSC, assisted by Mr. P.P. Dutta, learned counsel for the applicants. Also heard Mr. N. Dutta, learned Amicus Curiae as well as Mr. P. Mahanta, Mr. D. Goswami, R. B. Gohain and Mr. D. Deka, learned counsels for the opposite party Nos. 7 to 18/writ petitioners.

On the next date fixed, the applicant APSC shall place the Combined Competitive (Main) Examination results in terms of the APSC advertisement dated 17.08.2018 pertaining to the 68 Nos. of candidates who as per APSC ought not to have passed the Preliminary Examination as per said advertisement dated 17.08.2018 as well as that of the 12 Nos. of writ petitioners, involved in these cases.

APSC shall place such results, duly authenticated and signed by the authority concerned, before the Court in a sealed cover.

List on **15.09.2020**.

**JUDGE**

**Comparing Assistant**