

GAHC010309612019



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

**Case No. : I.A.(Civil) 4280/2019**

1:THE STATE OF ASSAM AND ANR  
REPRESENTED BY THE PRINCIPAL SECY. TO THE GOVT. OF ASSAM, FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT., DISPUR, GUWAHATI  
781006

2: THE JOINT SECY. TO THE GOVT. OF ASSAM  
FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT.  
DISPUR  
GUWAHATI 78100

VERSUS

1:SHASHINDRA NATH BAISHYA  
S/O LATE M. BAISHYA, R/O HOUSE NO. 4, SONAI PATH, JAPORIGOG,  
GUWAHATI 781005, DIST. KAMRUP (M), ASSAM.

2:THE CHIEF SECY. TO THE GOVT. OF ASSAM  
DISPUR SECRETARIAT  
DISPUR  
GUWAHATI 06

3:THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM  
WELFARE OF PLAIN TRIBES AND BACKWARD CLASSES DEPTT.  
DISPUR  
GUWAHATI 781006

4:THE STATE LEVEL SCRUTINY COMMITTEE  
GOVT. OF ASSAM  
WELFARE OF PLAIN TRIBES AND BACKWARD CLASSES DEPTT.  
DISPUR  
GUWAHATI 781006

5:ASSAM PUBLIC SERVICE COMMISSION

REPRESENTED BY ITS SECY.  
KHANAPARA  
GUWAHATI  
DIST. KAMRUP (M)  
ASSAM 781022

6:NIRMAL CH. TAID  
S/O MADAN CH. TAID  
JOINT CONTROLLER OF LEGAL METROLOGY (ADMINISTRATION)  
R/O H. NO. 57B  
WARD NO. 6  
SONAIGHULI  
P.O. SAWKUCHI  
DIST. KAMRUP (M)  
ASSAM  
PIN 78104

**Advocate for the Petitioner** : MR. S CHAMARIA

**Advocate for the Respondent** : MR S N SARMA SENIOR ADVOCATE

Linked Case : WP(C) 9109/2019

1:SHASHINDRA NATH BAISHYA  
S/O. LT. M. BAISHYA  
R/O. HOUSE NO.4  
SONAI PATH  
JAPORIGOG  
GUWAHATI-781005  
DIST. KAMRUP (M)  
ASSAM.

VERSUS

1:THE STATE OF ASSAM AND 7 ORS.  
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM  
DISPUR  
GUWAHATI-781006.

2:THE PRINCIPAL SECY.  
TO THE GOVT. OF ASSAM  
FOOD

CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT.  
DISPUR  
GUWAHATI-781006.

3:BISWARANJAN SAMAL  
IAS  
S/O. SRIDHAR SAMAL  
THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM  
FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT.  
BLOCK-D  
4TH FLOOR  
DISPUR  
GUWAHATI-781006.

4:THE SECRETARY TO THE GOVT. OF ASSAM  
FOOD  
CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPTT.  
DISPUR  
GUWAHATI-781006.

5:THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM  
WELFARE OF PLAINS TRIBES AND BACKWARD CLASSES DEPTT.  
DISPUR  
GUWAHATI-781006  
ASSAM.

6:THE STATE LEVEL SCRUTINY COMMITTEE  
GOVT. OF ASSAM  
WELFARE PLAINS TRIBES AND BACKWARD CLASSES DEPTT.  
DISPUR  
GUWAHATI-781006  
ASSAM.

7:NIRMAL CHANDRA TAID  
S/O. MADAN CHANDRA TAID  
JOINT CONTROLLER OF LEGAL METROLOGY (ADMINISTRATION)  
R/O. HOUSE NO.57B  
WARD NO.6  
SONAIGHULI  
P.O. SAWKUCHI  
DIST. KAMRUP (M)  
ASSAM  
PIN-781040.

8:ASSAM PUBLIC SERVICE COMMISSION  
REP. BY ITS SECRETARY  
KHANAPARA

GUWAHATI  
DIST. KAMRUP (M)  
ASSAM  
PIN-781022.

Advocate for the Petitioner : MR. P K GOSWAMI  
Advocate for the Respondent : SC  
APSC

**BEFORE  
HONOURABLE MR. JUSTICE MANISH CHOUDHURY**

**ORDER**

**Date : 18-12-2019**

Heard Mr. S. Chamaria, learned counsel for the applicants.

By this interlocutory application, the applicants have sought vacation and/or alteration of the order dated 06.12.2019 passed in the accompanying writ petition, W.P.(C) No. 9109/2019 and has further sought leave to pass appropriate order for issuance of regular promotion to the post of Controller of Legal Metrology, Assam in terms of the recommendation received from the Assam Public Service Commission vide letter dated 11.12.2019.

On the prayer of Mr. S.N. Sharma, learned Senior counsel, list the matter on 20.12.2019 in order to enable him to file the necessary pleadings in respect of the prayers made in this interlocutory application.

It is noticed that the matter is shown as part-heard in the cause-list. As the matter is not part-heard, Registry is directed not to reflect the matter as part-heard.

**JUDGE**

**Comparing Assistant**