

Judgement Date : 05/05/2016

Case No : WP(C) 4309/2013

Sri. Hirak Ranjan Das –vs- SOA & Ors.

BEFORE

HON'BLE MR. JUSTICE M. R. PATHAK

Heard Mr. R. C. Saikia, learned counsel for the petitioner and Mr. M. M. Mahanta, learned Standing Counsel, Higher Education Department, appearing for the respondent No. 1 and Mr. C. Baruah, learned Standing Counsel, APSC, appearing for the respondent Nos. 2 to 5.

Pursuant to an advertisement dated 26.07.2012 issued by the respondent APSC, the petitioner applied for the post of Assistant Professor (Technical) in the Jorhat Institute of Science and Technology and Bineswar Brahma Engineering College, Kokrajhar, being eligible for the said post. As he did not receive any call letter from the APSC, he enquired in the matter belatedly, when the interview has already been held on 17.07.2013 and after viva-voce test, he submitted an application on 19.07.2013 for consideration of his case of candidature which was rejected.

In this regard, it is submitted on behalf of the APSC that on 27.06.2013 itself, the APSC notified in its website regarding the rejection of the candidature of the petitioner due to non-signing the application form and declaration in it that was filed by him.

In this petition, the petitioner has prayed for issuance of necessary direction to the APSC for consideration of his candidature for the post of Assistant Professor in the said institutions in terms of the aforementioned advertisement dated 26.07.2012.

As directed earlier by this Court, Mr. C. Baruah, learned Standing Counsel, APSC has produced the original application of the petitioner that he filed pursuant to the advertisement dated 26.07.2012 from where it can be seen that the petitioner neither signed the declaration in his original application form nor specified the place and date when he filed the said application.

On perusal of the application, it is found that the respondent APSC has rightly rejected the application of the petitioner as he submitted the application form without signing the declaration and without mentioning the place and date in the application form, which is a vital fact for consideration of an application. Accordingly, this writ petition being devoid of any merit stands rejected.

Return the original application filed by the petitioner to the concerned department, i.e., APSC.