

WP(C) 448/2017

BEFORE

HON'BLE MR.JUSTICE MICHAEL ZOTHANKHUMA

Mr. M.K. Choudhury, learned Senior Counsel for the petitioners, submits that the advertisement dated 17.06.2016 had been published calling for candidates for appointment to the post of Director of Agriculture by the Assam Public Service Commission. As per Rule 8 and Schedule-2 of the Assam Agriculture Service Rules, 1980, one of the requirements of a candidate for appointment to the post of Director of Agriculture is that he should have the experience of working in Administration in Agriculture in a Senior post for at least 8 years. The petitioner's counsel submits that as per the order dated 29.11.2010 passed in WP(C) No.6115 of 2010, persons who have been holding the posts of Agricultural Extension Officer and Assistant Horticulturist and equivalent are held to be holding Senior Administrative post. The petitioners' counsel submits that the petitioners herein are holding posts higher than the above posts. However, they have not been called for interview for the reasons mentioned in Annexure 10 for the post of Director of Agriculture, which is to be held on 27.01.2017 as per the notification No.20 PSC/DR-11/1/2016-17 dated 18.01.2017 issued by the Assam Public Service Commissioner

Issue notice, returnable on 15.02.2017.

Mr. G. Pegu, learned Government Advocate, accepts notice on behalf of the respondent Nos.1, 2 and 4 and Mr. R.K. Talukdar, learned Standing Counsel, APSC, accepts notice on behalf of the respondent No.3. So, no formal notice is required to be served to the respondent Nos. 1, 2, 3 and 4.

Petitioner shall take steps for service of notice upon the respondent Nos. 5 and 6 by registered post with A/D within a period of 3 days from today.

List the matter on 15.02.2017.

In the interim, the operation of the impugned notification No.20 PSC/DR-11/1/2016-17 dated 18.01.2017 issued by the Assam Public Service Commissioner (Annexure-11 of the writ petition) is hereby stayed.