

GAHC010117682021



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

Case No. : WP(C)/3605/2021

NAWAZ HUSSAIN KABIR
SON OF TABZUL HUSSAIN
R/O NATBAMA
HATIGAON, GUWAHATI
P.S. HATIGAON
DIST. KAMRUP (M), ASSAM
PIN-781038

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, BLOCK-C, 3RD
FLOOR, JANATA BHAWAN, DISPUR, GUWAHATI-781006, DIST. KAMRUP
(M), ASSAM

2:THE CHAIRPERSON

ASSAM PUBLIC SERVICE COMMISSION
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-781022

3:THE SECRETARY

ASSAM PUBLIC SERVICE COMMISSION
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-781022.

4:THE PRINCIPAL CONTROLLER OF EXAMINATION

ASSAM PUBLIC SERVICE COMMISSION

JAWAHAR NAGAR

KHANAPARA
GUWAHATI- 781022

5:THE COMMISSIONER AND SECRETARY

FINANCE DEPARTMENT
GOVT. OF ASSAM
DISPUR
GUWAHATI-781006

6:THE STATE PUBLIC INFORMATION OFFICER

ASSAM PUBLIC SERVICE COMMISSION
JAWAHAR NAGAR
KHANAPARA
GUWAHATI-78102

Advocate for the Petitioner : MR. T DEURI

Advocate for the Respondent : SC, APSC

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 09.08.2021

Heard Mr. T. Deuri, learned counsel for the petitioner. Also heard Mr. T.J. Mahanta, learned Senior Counsel, assisted by Mr. P.P. Dutta, learned standing counsel for the APSC appearing for respondent nos. 2, 3, 4 and 6, Mr. B. Gogoi, learned standing counsel for the respondent no.4 and Mr. B.J. Talukdar, learned Addl. Senior Govt. advocate appearing for respondent no. 1.

Aggrieved by the letter dated 07.07.2021 by which the petitioner was informed that there was no provision for re-scrutiny of the answer sheet, the present writ petition has been filed under Article 226 of the Constitution of

India.

Issue notice returnable on 13.09.2021.

The learned Senior Counsel for the APSC raised a preliminary issue of the maintainability of the writ petition on the ground that the petitioner has directly approached this Court without exhausting appellate provisions.

As all the respondents are represented, requisite additional copies of the writ petition be furnished to the learned Senior Counsel, learned State counsel and to the learned departmental counsel within 2 days.

Preliminary issue raised by the learned Senior Counsel for the APSC shall be taken up on the next date of listing.

List on 13.09.2021.

JUDGE

Comparing Assistant