

WP(C) 3734/2010

BEFORE HON'BLE

THE HON'BLE MR.JUSTICE A.POTSANGBAM

Heard Mr.R.C.Das, learned counsel appearing for the petitioner and Mr. H.M.Phukan, learned Govt. Advocate, appearing for the Govt. respondents.

After hearing the learned counsel for the parties and on perusal of the documents available on record, I propose to dispose of the writ petition at the motion stage as there is no surviving cause to keep the writ petition pending any more.

According to the petitioner, he was appointed as a fair price shop dealer at No.1, Jaraguri Village PO Gerukabari, under Goraimari GPSS, Bijni, Dist. Bongaigaon, Assam in the year 2002 by Food and Civil Supplies Department, Govt. of Assam. It is stated by the petitioner that he has submitted an application on 10.6.2010 to the Inspector of Food and Civil Supply, Bijni, Bongaigaon for allowing him to supply all the items to the consumers which were earlier allowed to one Md Sukur Ali, who expired recently. The second contention of the petitioner is that a large number of villagers have submitted a joint representation/complaint on 15.6.2010 to the Deputy Commissioner, Bongaigaon against the proposed appointment of one Md.Jakir Hussain, as a fair price shop dealer in place of late Sukur Ali. But the petitioner is not one of the signatories in the aforesaid representation. If the villagers in the joint representation dated 15.6.2010 are aggrieved by any action of the Govt., it is for them to agitate the matter and the petitioner cannot hold the brief on behalf of the villagers who are signatories to the representation dated 15.6.2010 (Annexure 4 to the writ petition.) No case is made out for invoking the discretionary jurisdiction of this court.

The writ petition accordingly stands dismissed.