

WP(C) No. 1075 of 2019

Khaidem Narendrajit Singh & AnrPetitioners

-Versus-

State of Manipur & AnrRespondents

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

27.12.2019

Heard Mr. H.S Paonam, learned senior counsel assisted by Ms. Harichhaya, learned counsel for the petitioners. Also heard Mr. Sukumar, learned GA appearing for all the respondents.

[2] The petitioners were appointed as Store Keeper after obtaining approval of the Government of Manipur, Department of CAF & PD by an order dated 4th January, 2017 and they are posted at the Directorate Office, CAF & PD, Government of Manipur. In the meantime, the Chief Secretary, Government of Manipur issued an order dated 18th March, 2017 keeping in abeyance all transfer and posting orders issued by any department on or before the 15th March, 2017. By the same order, it was further ordered that no further order of appointment and transfer posting shall be issued. The said order dated 18th March, 2017 was reviewed and consequently, the Chief Secretary, Government of Manipur issued another order dated 15th April, 2017 allowing all departments to issue orders of appointment and transfer and posting with approval from the competent authority.

[3] The Directorate of Consumer Affairs, Food and Public Distribution Department issued a Notification dated 22nd October, 2016 inviting applications in prescribed format for filling up 10 (ten) posts of Civil Supply Inspectors. Pursuant to the Notification dated 22nd October, 2016, 21 (twenty-one) persons were appointed to the post of Civil Supply Inspector in the Consumer Affairs, Food & Public Distribution Department by orders dated 15-12-2016 and 31-12-2016.

[4] While matters rest thus, the respondents issued Show Cause Notices dated 6th February, 2018 to the Store Keepers appointed by the orders dated 04-01-2017. Being aggrieved with the show Cause Notice, the petitioners approached this Court by filing WP(C) No. 727 of 2019. Upon hearing the parties, this Court by order dated 09-09-2019 suspended the Show Cause Notice dated 6th February, 2018.

[5] The grievance of the petitioners in the present writ petition is that after the suspension of the Show Cause Notice dated 6th February, 2018, the respondents have allowed the Civil Supply Inspectors who were appointed on 15-12-2016 and 31-12-2016 to join their post and discharge their duties and at the same time their salaries were also being paid to them. However, in the case of the present petitioners a different yard sticks have been applied whereby, they were not allowed to join to their post of Store Keepers and therefore alleges discrimination amongst similarly situated persons.

[6] The petitioners therefore, made a joint representation/application before the Director, CAF & PD, Government of Manipur/respondent No. 2 on dated 04-11-2019. The said representation is still pending before the Director, CAF & PD, Government of Manipur/respondent No. 2.

[7] Upon hearing the parties and taking into consideration that the representation submitted by the petitioners on 04-11-2019 before the respondent No. 2 is still pending for consideration, this writ petition is disposed of at the motion stage with a direction to the respondent No. 2 to consider the representation/application made by the petitioners in accordance with law and in the light of the observations made by this Court herein above. Let such consideration be made within a period of one month from the date of receipt of a copy of this order.

With the above observations and directions, writ petition stands disposed of.

JUDGE

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