

WP(C) No. 1076 of 2019

Athokpam Gokulchandra Singh

....Petitioner

-Versus-

State of Manipur & 2 Ors

....Respondents

**BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR**

27.12.2019

Heard Mr. W. Darakishwar, learned counsel appearing for the petitioner. Also heard Mr. Sukumar, learned GA appearing for all the respondents.

[2] The petitioner was appointed as Civil Supply Inspector after obtaining approval of the Government of Manipur, Department of CAF & PD by an order dated 3rd January, 2017. By another order dated 17th March, 2017, the petitioner was given his transfer and posting. 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 all the Civil Supply Inspectors appointed by the orders dated 03-01-2017, 15-12-2016 and 31-12-2016. Being aggrieved with the show Cause Notice, the petitioner approached this Court by filing the present writ petition challenging the Show Cause Notice dated 6th February, 2018.

[5] The grievance of the petitioner 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 petitioner a different yard sticks have been applied whereby, he was not allowed to join to his post of Civil Supply Inspectors and therefore alleges discrimination amongst similarly situated persons.

[6] The petitioner therefore, made a representation/application before the Director, CAF & PD, Government of Manipur/respondent No. 3 dated 23-12-2019. The said representation is still pending before the Director, CAF & PD, Government of Manipur/respondent No. 3.

[7] Upon hearing the parties and taking into consideration that the representation submitted by the petitioner before the respondent No. 3 is still pending for consideration, this writ petition is disposed of at the motion stage with a direction to the respondent No. 3 to consider the representation/application made by the petitioner 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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