

**WP(C) No. 1077 of 2019**

Khumujam Tenjing Singh

....Petitioner

-Versus-

State of Manipur &amp; 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 3<sup>rd</sup> January, 2017. By another order dated 17<sup>th</sup> March, 2017, the petitioner was given his transfer and posting. In the meantime, the Chief Secretary, Government of Manipur issued an order dated 18<sup>th</sup> March, 2017 keeping in abeyance all transfer and posting orders issued by any department on or before the 15<sup>th</sup> 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 18<sup>th</sup> March, 2017 was reviewed and consequently, the Chief Secretary, Government of Manipur issued another order dated 15<sup>th</sup> 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 22<sup>nd</sup> October, 2016 inviting applications in prescribed format for filling up 10 (ten) posts of Civil Supply Inspectors. Pursuant to the Notification dated 22<sup>nd</sup> 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 6<sup>th</sup> 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 6<sup>th</sup> February, 2018.

[5] The grievance of the petitioner in the present writ petition is that after the suspension of the Show Cause Notice dated 6<sup>th</sup> 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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