

JOHN

TELEN KOM

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*Item No.9*

**IN THE HIGH COURT OF MANIPUR  
AT IMPHAL**

**WP(C)No.142 of 2023**

W. Shanthalembi Devi, aged about 59 years, presently working as Deputy Nursing Superintendent JNIMS, W/o Wairokpam Pishakmacha, a resident of Wangoi Sub-Division, PO & PS, Wangoi, Imphal West, Manipur-795009

***...Petitioner***

**- Versus -**

The State of Manipur, represented by the Additional Chief Secretary,(Health & Family Welfare), Government of Manipur, Secretariat, Babupara, PO & PS Imphal, Imphal West District, Manipur-795001 & Anr.

***...Respondents***

BEFORE  
**HON'BLE THE ACTING CHIEF JUSTICE MR. M.V.MURALIDARAN**  
**ORDER**

31.03.2023

[1] Heard Mr. H. Suraj, learned counsel appearing for the petitioner and Mr. S. Nepolean, learned GA for the State respondents.

[2] Both the counsels appearing for the parties agreed for disposal of the writ petition at the admission stage itself.

[3] Mr. H. Suraj, learned counsel appearing for the petitioner represented that the writ petition has been filed seeking the prayers as follow:

*(c) to issue a writ in the nature of mandamus directing the official Respondents to consider the case of the Petitioner for appointment as in-charge Nursing Superintendent, JNIMS, on retirement of the incumbent R.K.Sushila Devi, Nursing Superintendent, JNIMS, from her service on attaining the age of superannuation on 31-12-2022:*

*(d) to issue a writ in the nature of mandamus directing the official Respondents to consider the case of the Petitioner as suitable person for appointment as in-charge Nursing Superintendent, JNIMS, on in-charge basis till a regular thereof is appointed or promoted as routinely and regularly done in similarly situated cases in JNIMS.*

*(e) to direct the respondents to consider and dispose of the representation dated 21.12.2022 by a reason and speaking order at an earlier date or within a reasonable period.*

[4] The learned counsel appearing for the petitioner further represented that though he sought for larger prayer in the writ petition, he is restricting his prayer in respect of prayer No.(e) and if this Court issue direction to the respondents to consider and dispose of the representation dated 21.12.2022 by passing speaking order within a stipulated period of time, the petitioner will be satisfied.

[5] Mr. S. Nepolean, learned GA appearing for the State respondents has made no objection and represented that if this Court is inclined to issue direction to the respondents to consider the petitioner's representation dated 21.12.2022, some breathing time may be given for consideration of the same.

[6] Therefore, without going into the merits and demerits of the case, this Court is inclined to pass the following orders:

(a) This writ petition is disposed of.

(b) The respondents are directed to consider and dispose of the petitioner's representation dated 21.12.2022 and to pass appropriate speaking order.

(c) The said exercise shall be done within a period of 4(four)weeks from the date of receipt of a copy of this order.

**ACTING CHIEF JUSTICE**

*John Kom*