

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

WP(C) No. 1028 of 2022

Smt. Rubee Kongbrailatpam & 2 Ors

....Petitioner(s)

-Versus-

State of Manipur & 3 Ors

....Respondent(s)

**BEFORE
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH**

28.02.2023

Heard Mr. H. S Paonam, learned senior counsel assisted by Ms. Malemleima, learned counsel for the petitioners and Mr. S. Niranjan, learned GA appearing for the respondents.

The present writ petition had been filed with a prayer for directing the respondents to consider the case of the petitioners for appointment to the post of Superintending Engineer/Superintending Surveyor of Works in the Public Works Department, Manipur on in-charge basis.

The case of the petitioners is that when vacant post in the grade of Superintending Engineer/Superintending Surveyor of Works in the Public Works Department, Manipur became available, the persons who are junior to the present petitioners have been allowed to hold the post on in-charge basis without considering the case of the petitioners.

Learned senior counsel for the petitioners submitted that at present there are three vacant posts in the grade of Superintending Engineer/Superintending Surveyor of Works in the Public Works

Department, Manipur. Learned senior counsel further submitted that the petitioners will be satisfied if the present writ petition is disposed of by passing an innocuous order thereby directing the authorities that if in case any available vacant post needs to be filled up on in-charge basis, the same should be done strictly in order of seniority in the feeder grade and strictly in terms of the Office Memorandum dated 03-10-2020.

Mr. S. Nirajan, learned GA appearing for the respondents submitted that he has no objection in disposing of the present writ petition as prayed for by the learned senior counsel for the petitioners.

In view of the submission made by the learned counsel for the parties, this Court is of the considered view that interest of justice will be served by disposing of the present writ petition with the following direction :-

If the authorities require to fill up any available vacant post in the grade of Superintending Engineer/Superintending Surveyor of Works in the Public Works Department, Manipur on in-charge basis, the same should be done strictly in order of seniority of the officers in the feeder grade and also strictly in terms of the Office Memorandum, dated 03-10-2020 issued by the Department of Personnel and Administrative Reforms (PD), Government of Manipur.

With the aforesaid direction, the present writ petition is disposed of.

JUDGE