

WP(C) 6869/2015

BEFORE

HON'BLE MR. JUSTICE UJJAL BHUYAN

Heard Mr. A. Rahman, learned counsel for the petitioner and Mr. B. K. Sarma, learned Standing Counsel, Social Welfare Department.

By filing this writ petition under Article 226 of the Constitution of India, petitioner has challenged the legality and validity of the engagement of respondent No. 6 as Anganwadi Worker of No. 263 Nowdarpara Anganwadi Centre under Gauripur ICDS Project in the district of Dhubri vide order dated 03.09.2015 issued by the Child Development Project Officer (CDPO). However, a copy of the said order has not been annexed to the writ petition.

According to the petitioner, though he had applied for a copy of the said order the same has not been furnished to him. It is stated that during the pendency of this petition, petitioner has filed an Interlocutory Application seeking amendment of the prayer portion. By the amendment sought for, petitioner has sought for issuance of advertisement for engagement of Anganwadi Worker in the said centre.

On 17.12.2015, this Court had directed learned Standing Counsel to inform the Court as within what time the CDPO, Gauripur would initiate steps for regular engagement of Anganwadi Worker in the said Centre. On 28.01.2016 time was sought for by the learned Standing Counsel. Today, when the matter is called upon, learned Standing Counsel submits that he is not posted with the requisite instruction. From the documents placed on record, it is evident that there is no regular Anganwadi Worker in the said Anganwadi Centre. It appears that respondent No. 6 has been engaged as a stop gap arrangement.

Learned Standing Counsel fairly submits that for proper and effective implementation of beneficial scheme, it is necessary that there should be regular engagement of Anganwadi Worker.

Having regard to the above, respondent No. 5 i.e. CDPO, Gauripur ICDS Project is directed to issue advertisement for engagement of Anganwadi Worker in No. 263 Nowdarpara Anganwadi Centre within a period of 6 (six) weeks' from the date of receipt of a certified copy of this order.

Writ petition is disposed of.