

GAHC010001422026



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/358/2026

DILWAR HUSSAIN
S/O LATE NURUL ISLAM, R/O VILL- BENERBHITA, P.O. KALAPANI, P.S.
MANKACHAR, DIST- SOUTH SALMARA MANKACHAR, ASSAM, PIN-
783135.

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI- 06.

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI 19

3:THE INSPECTOR OF SCHOOLS
SOUTH SALMARA MANKACHAR DISTRICT CIRCLE
HATSINGIMARI
P.O. HATSINGIMARI
DIST- SOUTH SALMARA MANKACHAR
ASSAM
PIN- 783135

Advocate for the Petitioner : MR. M R KHANDAKAR, MR. A ROHMAN

Advocate for the Respondent : SC, SEC. EDU.,

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

09.02.2026

Heard Mr. M.R. Khandakar, learned counsel for the petitioner.

The petitioner challenges the order dated 09.09.2025 passed by the Inspector of Schools, South Salmara Mankachar District Circle, Hatsingimari whereby the petitioner has been placed under suspension on account of his arrest in connection with the Mankachar P.S. Case No. 109/2025 under Section 75/64(2)(f)/62 BNS R/W Sec 8 of POCSO Act.

It is submitted by the learned counsel for the petitioner that after suspension order dated 09.09.2025, no review has been done by the respondent authorities violating the Office Memorandum and the law laid down by the Hon'ble Supreme Court.

Issue Notice, returnable by 4 (four) weeks.

As, Ms. D. Mushahary, learned Standing Counsel, Secondary Education Department has entered appearance and accepted notice on behalf of all the respondents, no formal notice need to be served to the said respondents. However, requisite extra copies of the writ petition be furnished to her during the course of the day.

JUDGE

Comparing Assistant