

GAHC010006602026



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

Case No. : WP(C)/773/2026

SRI ANIRUDDHA SEN
SON OF, SRI SUBAL CHANDRA SEN, NETAJI SUBHASH SARANI, (SILCHAR
ROAD) PO KARIMGANJ, DISTRICT, PIN-788710, ASSAM.

VERSUS

THE STATE OF ASSAM AND 7 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, EDUCATION (HIGHER) DEPARTMENT, DISPUR,
GUWAHATI-781006

2:THE DIRECTOR OF HIGHER EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019.

3:THE GAUHATI UNIVERSITY
REPRESENTED BY ACADEMIC REGISTRAR
JALUKBARI
GUWAHATI-781014

4:THE SECRETARY TO THE HONBLE VICE CHANCELLOR

GAUHATI UNIVERSITY
GUWAHATI-781014
ASSAM.

5:THE DIBRUGARH UNIVERSITY

REPRESENTED BY ACADEMIC REGISTRAR
RAJABHETA
DIBRUGARH

ASSAM-786004.

6:THE TEZPUR UNIVERSITY

REPRESENTED BY ACADEMIC REGISTRAR
TEZPUR
NAPAM
ASSAM
PIN-784028.

7:ASSAM UNIVERSITY

REPRESENTED BY ACADEMIC REGISTRAR
SILCHAR
PIN- 788011
ASSAM.

8:THE SELECTION COMMITTEE
REPRESENTED BY THE CHAIRMAN OF THE GOVERNING BODY
PANDIT DEEN DAYAL UPADHAYA ADARSHA MAHAVIDYALAYA
ERALIGOOL
DISTRICT KARIMGANJ
PIN-788723
ASSAM

Advocate for the Petitioner : MR. JUNM LASKAR, MR. A DEKA,MS. J GHOSH

Advocate for the Respondent : SC, HIGHER EDU, SC, DIB. UNIVERSITY,SC, T U,SC, G U,SC,
ASSAM UNIVERSITY

BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE

ORDER

Date : 13.02.2026

Heard Mr. A. Deka, learned counsel for the petitioner.

The challenge made in this writ petition is to the Notification dated 02.02.2022, issued by the Academic Registrar, Gauhati University whereby, the educational qualification of M.Sc. Degree in subjects like

Biotechnology, Micro-biology, Molecular Biology is considered ineligible for appointment to the post of Assistant Professor in Botany and Zoology in the degree colleges affiliated to Gauhati University purportedly pursuant to the order dated 22.02.2021 passed in WP(C) No.1034/2021 whereby, this Court has directed to take decision as regards the eligibility of M.Sc.in Bio-technology to participate in any recruitment for the post Assistant Professor in Botany and Zoology.

Petitioner is M.Sc. in Biotechnology, who had participated for appointment to the post of Assistant Professor, Botany in Pandit Deen Dayal Upadhaya Adarsha Mahavidyalaya, Eraligool, Karimganj pursuant to the advertisement dated 10.05.2017. The petitioner was selected and recommended for appointment in the said post, however, instead of taking a final decision, the Director of Higher Education has issued Circular dated 03.10.2017 whereby, the degree of the petitioner is made ineligible to participate for the post of Assistant Professor, Botany and Zoology. The petitioner approached this Court in WP(C) No.7318/2017 against the said Circular, which has been set aside by this Court vide an order dated 16.09.2019 and directed the authorities to examine as regards the eligibility criteria to the post of Assistant Professor in Botany with specific reference to qualification of M.Sc. in Molecular Biology and Bio-technology having graduate degree in Botany.

Mr. A. Deka, learned counsel for the petitioner contends that the impugned Notification runs counter to the order dated 22.02.2021 passed in WP(C) No.1034/2021 and is cryptic one as there is no reason and justification to sustain such decision.

Issue notice returnable by 4(four) weeks.

As Ms D. Upamanya, learned Standing Counsel for the Higher Education has entered appearance and accepted notice on behalf of respondents No.1 and 2; Ms P. J. Prahan, learned Standing Counsel for the Gauhati University for the respondents No.3 and 4; Mr. S. C. Keyal, learned counsel for the respondents No.6 and 7 and Ms T. Wapangla, learned counsel for the respondent No.5, no formal notice need be issued. However, requisite extra copies of the petition be furnished to the learned counsel for the respondents within 2(two) days.

Petitioner to take steps for service of notice upon the respondent No.8 by Speed Post with A/D as well as by usual process.

List the matter after 4(four) weeks along with WP(C) No.6832/2021.

JUDGE

Comparing Assistant