

GAHC010013982017



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

Case No. : WP(C)/1127/2017

SMT. PADMA DAHAL and 2 ORS.
D/O LT. NANDALAL DAHAL, ASSTT. TEACHER, GARAMDEW LP SCHOOL,
VILL. GARAMDEW, P.O. and P.S. MUSHALPUR, DIST- BAKSA, BTAD,
ASSAM, PERMANENT R/O BHUTANKHUTI, P.O. DIHIRA, P.S. MUSHALPUR,
DIST- BAKSA, BTAD, ASSAM, PIN-781572

2: KASHI NATH GAUTAM
S/O LT. KHEM NATH GAUTAM
ASSTT. TEACHER
GARAMDEW LP SCHOOL
VILL. GARAMDEW
P.O. and P.S. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM
PERMANENT R/O BHUTANKHUTI
P.O. DIHIRA
P.S. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM
PIN-781572

3: KANIKA DAS
D/W OF SRI PABIN MEDHI
ASSTT. TEACHER
NO.1 BHOGPARA LP SCHOOL
VILL. BHOGPARA
P.O. and P.S. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM
PERMANENT R/O PALASHGURI
P.O. NARAYANPUR

P.S. MUSHALPUR
DIST- BAKSA
BTAD
ASSA

VERSUS

THE STATE OF ASSAM and 8 ORS.
REP. BY THE SECY., GOVT. OF ASSAM, EDUCATION ELEM DEPTT., DISPUR,
GHY-6

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

3:THE BODOLAND TERRITORIAL COUNCIL
REP. BY ITS PRINCIPAL SECY.
KOKRAJHAR
P.O. and DIST- KOKRAJHAR
BTAD
ASSAM
PIN-783370

4:THE SECRETARY OF EDUCATION
BTC
KOKRAJHAR
P.O. and DIST- KOKRAJHAR
BTAD
ASSAM
PIN-783370

5:THE DIRECTOR OF EDUCATION
BTC
KOKRAJHAR
P.O. and DIST- KOKRAJHAR
BTAD
ASSAM
PIN-783370

6:THE DISTRICT ELEMENTARY EDUCATION OFFICER
BAKSA
P.O. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM
PIN-781372

7:THE DY. INSPECTOR OF SCHOOLS
MUSHALPUR
P.O. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM
PIN-781372

8:THE BLOCK ELEMENTARY EDUCATION OFFICER
MUSHLPUR BLOCK
P.O. MUSHALPUR
DIST- BAKSA
BTAD
ASSAM

9:THE COMMISSIONER OF FINANCE
GOVT. OF ASSAM
DISPUR
GHY-

Advocate for the Petitioner : MR.B KUMAR, MR.S K SINGHA,MR.S UPADHAY,MSR D
KAKATI,MR.P SARMAH

Advocate for the Respondent : MR P NAYAK (SC, FINANCE DEPT.), GA, ASSAM,SC, BTC,SC,
ELEMENTARY EDUCATION

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO

ORDER

Date : 18.12.2025

Mr. M. Sarma, learned counsel for the petitioners submits that the case of the petitioners is squarely covered by the decision rendered by the Co-ordinate Bench of this Court in WP(C)/6020/2017 (***Ganesh Narzary and 116 Ors Vs. State of Assam and Ors.***) vide judgment and order dated 14.07.2025. He submits that although the petitioners have claimed for payment of their arrear salaries as well as their current salaries, in view of the judgment relied upon by the petitioners, the petitioners are ready to forgo their arrear salaries but seek

for a direction for payment of their current salaries.

At this stage Ms. B. Bora, learned Standing Counsel, BTC submits that she may be given some time to go through the said judgment and get up-to-date instruction from the BTC respondents.

In view of above, let the matter be listed again after the ensuing winter vacation on 20.01.2026.

JUDGE

Comparing Assistant