

GAHC010018022024



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

Case No. : WP(C)/644/2024

NILA KUMAR SARMA
SON OF LATE KALINATH SARMA, RESIDENT OF VILLAGE-
KHARKHOWAPARA, P.O. DEOMORONI AND P.S. SIPAJHAR, DISTRICT-
DARRANG, ASSAM- 784147

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE SECRETARY, SECONDARY EDUCATION
DEPARTMENT, GROUND FLOOR, BLOCK- C, JANATA BHAWAN, DISPUR,
KAMRUP (M), GUWAHATI, ASSAM- 781006

2:THE DIRECTORATE OF SECONDARY EDUCATION
REPRESENTED BY ITS DIRECTOR
KAHILIPARA
GUWAHATI
KAMRUP (M)
ASSAM- 781019

3:THE INSPECTOR OF SCHOOLS
OFFICE OF THE INSPECTOR OF SCHOOLS
DARRANG DISTRICT CIRCLE
MANGALDAI
WARD NO-3
BB ROAD
MARKET ROAD
MANGALDOI
ASSAM- 784125

4:DAHI HIGHER SECONDARY SCHOOL
REPRESENTED BY ITS PRINCIPAL
MANGALDAI DIPILA ROAD

KABIKARA
NIZ DAHI
DARRANG
P.O. JANARAMCHOWKA
ASSAM- 784529

5:THE PRINCIPAL
DAHI HIGHER SECONDARY SCHOOL
MANGALDAI DIPILA ROAD
KABIKARA
NIZ DAHI
DARRANG
P.O. JANARAMCHOWKA
ASSAM- 78452

Advocate for the Petitioner : MR. P BORA

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 18.03.2024

In terms of the direction passed by this Court, Mr. B. Kaushik, learned standing counsel Secondary Education Department, on instruction has submitted that neither the petitioner nor his wife i.e. the deceased employee had submitted the pension papers before the school authority for processing of the matter and accordingly, the period of absence of the wife of the petitioner also could not be regularized.

In view of the above, the petitioner is directed to approach the Principal of Dahi Higher Secondary School, Darrang along with all the requisite documents for processing the pension of the deceased employee. Further the petitioner shall also submit an application for

regularization of the period of absence of the deceased employee. The principal on receipt of such documents/application from the petitioner shall process the same and forward it to the Director of Secondary Education for further necessary action.

On the next date of listing, the learned Standing Counsel, Secondary Education Department shall apprise this Court of the development taking place in the matter after the submission of the pension paper and the application as noted hereinabove by the petitioner.

The instruction as furnished by Mr. B. Kaushik, learned counsel is returned to him.

List the matter on 20.05.2024.

JUDGE

Comparing Assistant