

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 LANUSUNGKUM JAMIR

ORDER

Date : 17.07.2024.

Heard Mr. P. Bora, learned senior counsel, assisted by Mr. H.K. Sarma, learned counsel for the petitioner.

Learned senior counsel submits that on the basis of the order dated 24.06.2024 passed by this Court, the petitioner had approached the respondent No. 5 / Principal, Dahi Higher Secondary School, Darrang with an application for regularisation of the absence period of his late wife. However, the respondent No. 5 refused to accept the application and therefore, having no alternative, the petitioner had to sent the application by way of post. Learned senior counsel further submits that the concerned Inspector of Schools is unable to take further steps inasmuch as Non-due Liability Certificate is not being issued by the

respondent No. 5.

Ms. R.R. Borah, learned counsel appearing for respondent No. 5, submits that the application, made by the petitioner, was received by post on 03.07.2024. She also submits that Non-due Liability Certificate will be issued within a period of one week.

Recording the submission made by the learned counsel for respondent No. 5, list this matter again on 29.07.2024.

By the next returnable date, the respondent No. 5 shall ensure that Non-due Liability Certificate is submitted to the concerned Inspector of Schools.

JUDGE

Comparing Assistant