

GAHC010234622019



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

Case No. : WP(C)/7232/2019

TAPATY KEOT AND 29 ORS.
W/O SHRI BIREN CH. BORAH,
R/O JAYANAGAR, TRIPURA ROAD, FLAT NO. B1E, PARLAY RESIDENCY P.O.
- KHANAPARA, GUWAHATI-22,
DISTRICT - KAMRUP (M), ASSAM, PRAVA DEVI GUPTA ME SCHOOL
SCHOOL CODE-18271103021

2: ALPANA SARMAH BORA
W/O- SHRI BIKASH BORAH

R/O VILLAGE-NO.1 ASOMIYA GAON

P.O. - TINGRAI BAZAR

DISTRICT- TINSUKIA
ASSAM

PIN-786171

TINGRAI RAJANI KANTA BARUAH
HIGH SCHOOL

SCHOOL CODE- 18140120710.

3: MANOSI BHATTA SARMA
W/O-SHRI PANKAJ SARMA

R/O-A.P.R.O CAMPUS

NEAR L.P. SCHOOL
JALUKBARI

P.O. - JALUKBARI
GUWAHATI-781013

DISTRICT-KAMRUP (M)
ASSAM

NELLIE GIRLS M.E. SCHOOL

SCHOOL CODE -18090213002

4: CHAMPA GOGOI
W/O SHRI BIJOY KUMAR BORAH
R/O VILLAGE-DHAMDHULI NA GAON

P.O.-TENGAPOKHURI

DISTRICT-CHARAIDEO
ASSAM

PIN-785686

KHATKHATI M.E. SCHOOL

SCHOOL CODE-18160609001

5: SANTANA DEVI
W/O- SHRI KANGKAN SARMAH

R/O- HOUSE NO.7
BYE LANE-4

NABOJYOTI NAGAR
PANJABARI

P.O.-PANJABARI
GUWAHATI-781037

DISTRICT-KAMRUP (M)ASSAM

NELLIE GIRLS M.E. SCHOOL

SCHOOL CODE-18090213002

6: SWAPNALI SARMA
D/O- SHRI MADHAB SARMA

R/O- RUKMINAGAR
MANASHA MANDIR PATH
OPPOSITE OF TRENDS
LAXMI ENCLAVE NEAR LAXMI MANDIR

P.O.-DISPUR
GUWAHATI-781022

DISTRICT-KAMRUP(M)
ASSAM

NELLIE GIRLS M.E. SCHOOL

SCHOOL CODE-18090213002

7: SHYAMASREE DAS
D/O- LATE HARIPADA DAS

R/O- R.K. VILLA
NATUNPARA
P.O. AND DISTRICT-BONGAIGAON
ASSAM
PIN-783380

NETAJI VADYANIKETAN M.V. SCHOOL
SCHOOL CODE-18040214502

8: PRANAMITA BORDOLOI
D/O-SHRI ATUL CHANDRA BORDOLOI
R/OVILLAGE-HANDIQUE GAON

P.O.- JORHAT
DISTRICT-JORHAT
ASSAM
PIN-785009
RANGAJAN M.E. SCHOOL
SCHOOL CODE-18140206102

9: BORNALI GOGOI
W/O- SHRI JAYANTA KONWAR R/O-BORDOLOI NAGAR
BEHAIND ST STEPHENS HIGH SCHOOL
P.O.-TINSUKIA
DISTRICT-TINSUKIA
ASSAM
PIN-786125
BAREKURI M. E. SCHOOL
SCHOOL CODE 18140204102

10: MEGHALI DAS
D/O- SHRI PARAMESWAR DAS

R/O VILLAGE-BALIJANA
NEAR VETERINARY HOSPITAL

P.O. - AGIA
DISTRICT-GOALPARA
ASSAM
PIN-783120

K.N. LEMPARA M.V. SCHOOL

SCHOOL CODE-18030412302.

11: SUSHANKAR DUTTA
S/O LATE PRAN GOPAL DUTTA

R/O-MILAN VILLA
BHOWLAGURI 2ND BYE LANE
P.O.-NEW BONGAIGAON

DISTRICT-BONGAIGAON

ASSAM
PIN-783381

BONGAIGAON VIDYAMANDIR
M.E. SCHOOL

SCHOOL CODE-18040223303

12: KARABI CHUTIA
D/O LATE NANDESWAR CHUTIA
R/O VILLAGE-GOGAMUKH MAJGAON
P.O.- GOGAMUKH
DISTRICT-DHEMAJI
ASSAM
PIN-787034

GOGAMUKH NAGAR HIGH SCHOOL
SCHOOL CODE-18130104707

13: JUNALI KONWAR
W/O SHRI MRIDUL BHUYAN

R/O VILLAGE-PATHALI PAHAR
P.O.-PATHALI PAHAR
DISTRICT-LAKHIMPUR
ASSAM
PIN-784163
KAUPATANI HIGH SCHOOL
SCHOOL CODE-18130100906.

14: DEEPA DEKA GOGOI
W/O-SHRI RUPJYOTI GOGOI

R/O. VILLAGE-TETELIA

P.O.-GANDHINAGAR

DISTRICT-KAMRUP(M)

ASSAM
PIN-782403

AZARBARI SECONDARY SCHOOL

SCHOOL CODE-18090215103.

15: RIJU GOGOI
C/O SD MD BAKIR

W/O-BIDYUT BIKASH BORA
R/O- F.A. AHMED NAGAR

HOUSE NO. 39
PURANBASTI

KHANAPARA
P.O. - KHANAPARA

DISTRICT-KAMRUP (M)
ASSAM

PIN-781022

KILLING PARIA SECONDARY SCHOOL
SCHOOL CODE-18090214201

16: SANSITA DEVI
W/O-SHRI MODHUSUDHAN KOTOKY

R/O.- NARIKALBARI
ZOO NARENGI ROAD
HOUSE NO.7
BYE LANE-3

P.O.-ZOO ROAD BRANCH

DISTRICT-KAMRUP (M)

ASSAM
PIN-781024.
SILCHANG SECONDARY SCHOOL
SCHOOL CODE-18090214502

17: ANJALI DAS
W/O SHRI KAMAL KUMAR MALI

R/O VILLAGE-SATPAKHALI

P.O.-SATPAKHALI

DISTRICT-KAMRUP

ASSAM
PIN-781132

DHANUBHANGA M. E. SCHOOL

SCHOOL CODE-18030312003.

18: MITALI SAHA
W/O-SAMIR DEY

R/O-RLY Q/NO.485/A
OLD COLONY

P.O.-BONGAIGAON

DISTRICT-BONGAIGAON

ASSAM
PIN-783380

BONGAIGAON M.E. SCHOOL

SCHOOL CODE-18040223002

19: NRIPENDRA CH. PAUL
D/O- LATE UPENDRA MOHAN PAUL
R/O TOWN-SALBARI
BOC GATE
NORTH BONGAIGAON

P.O.-BONGAIGAON

DISTRICT-BONGAIGAON

ASSAM
PIN-783380

POPRAGAON M.E.SCHOOL

SCHOOL CODE-18040217302

20: JAHANGIR ALOM
S/O-KARI BAHA UDDIN

R/O VILLAGE-GUNIALGURI

P.O.-GUNIALGURI

DISTRICT-BARPETA

ASSAM
PIN-781319

CHENIMARI ME MADRASSA SCHOOL
SCHOOL CODE-18050303802

21: SWAPNA RAY PATHAK
W/O PRABIN CHANDRA PATHAK
R/O VILLAGE-BORGHOLA PART-1
P.O.-SRIJANGRAM
DISTRICT-BONGAIGAON

ASSAM
PIN.783386
BAPUJI HIGH SCHOOL
SCHOOL CODE-18040305021.

22: ABUL KALAM AZAD
S/O- LATE MOFIZ UDDIN

R/O VILLAGE-BALARCHAR

P.O.-KIRTANPARA

DISTRICT-BONGAIGAON

ASSAM. PIN-783384

PURBA JOPEA ME MADRASSA

SCHOOL CODE-18040319902

23: BABLI MANDAL

W/O -SHRI RANJIT MANDAL
R/O VILLAGE-MILAN NAGAR
DURGA MANDIR
P.O.-BALADMARI
DISTRICT-GOALPARA
ASSAM
PIN-783121
BANABASHI M.E. SCHOOL
SCHOOL CODE-18030306002.

24: SOBITA CHOUDHURY
W/O- SHRI DIGANTA KURMI
R/O VILLAGE-TILIKIAM BEZ GAON
P.O.-CHARINGIA
DISTRICT-JORHAT
ASSAM
PIN-785006
BORKHANGIA HIGH SCHOOL
SCHOOL CODE-18170315507.

25: NAMITA BORAH
W/O SHRI PRANJIT PRAN KALITA

R/O- CHOLADHARA ROAD
NEAR JOAKI NAGAR BYE LAND
P.O.-JORHAT

DISTRICT-JORHAT

ASSAM
PIN-785001

BORKHANGIA HIGH SCHOOL

SCHOOL CODE-18170315507

26: RUNUMI DEVI
W/O- SHRI APURBA KUMAR SARMA
R/O VILLAGE-MAKHIBAHA
P.O.-MAKHIBAHA
DISTRICT-NALBARI
ASSAM
PIN-781374
KAUREHAGI M.E. SCHOOL
SCHOOL CODE-18070216901.

27: PRADIP BARMA
S/O- SHRI PABIN BARMA

R/O VILLAGE-CHAMATA

P.O.-PASCHIM CHAMATA

DISTRICT-NALBARI
ASSAM

PIN-781306
BARJAN M.E. SCHOOL

SCHOOL CODE-18020214702

28: RAJIB KUMAR MEDHI
S/O-LATE KULADHAR MEDHI

R/O VILLAGE-TUPLAI PANBARI

P.O.-NITYANANDA
DISTRICT-BARPETA
ASSAM
PIN-781329

CHILKIKHATA M.E. SCHOOL

SCHOOL CODE-18020509702

29: AJIT CHANDRA DAS
S/O-LATE TAGAR DAS

R/O VILLAGE-MALAYBARI

P.O.-MALAYBARI

DISTRICT-KAMRUP(M)

ASSAM
PIN-782403

SANKARDEV SECONDARY SCHOOL

SCHOOL CODE-18090216006.

30: BIJU NARAYAN DEKA
S/O- LATE KHAGENDRA NATH DEKA
R/O VILLAGE-RUPIYABATHAN
P.O.-CHAMATA
DISTRICT-NALBARI
ASSAM

PIN-781306
SANKARDEV SECONDARY SCHOOL
SCHOOL CODE-1809021600

VERSUS

THE UNION OF INDIA AND 3 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE MIN OF HUMAN
RESOURCE AND DEVELOPMENT DEPTT OF SCHOOL EDUCATION AND
LITERACY, NEW DELHI- 01

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
EDUCATION (ELEMENTARY) DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE AXOM SARBA SIKSHA ABHIJAN MISSION
REPRESENTED BY ITS MISSION DIRECTOR
KAHILIPARA
GUWAHATI-19.

4:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

Advocate for the Petitioner : MS. M BORAH

Advocate for the Respondent : ASSTT.S.G.I.

Linked Case : I.A.(Civil)/401/2024

TAPATY KEOT AND 2 ORS.
W/O SHRI BIREN CH. BORAH

R/O JAYANAGAR
TRIPURA ROAD
FLAT NO. B1E
PARLAY RESIDENCY P.O. - KHANAPARA
GUWAHATI-22

DISTRICT - KAMRUP (M)
ASSAM
PRAVA DEVI GUPTA ME SCHOOL
SCHOOL CODE-18271103021

2: SHYAMASHREE DAS
D/O- LATE HARIPADA DAS

R/O- R.K. VILLA
NATUNPARA
P.O. AND DISTRICT-BONGAIGAON
ASSAM
PIN-783380

NETAJI VADYANIKETAN M.V. SCHOOL
SCHOOL CODE-18040214502

3: ANJALI DAS
D/O- LATE HARIPADA DAS

R/O- R.K. VILLA
NATUNPARA
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ASSAM
PIN-783380

NETAJI VADYANIKETAN M.V. SCHOOL
SCHOOL CODE-18040214502
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REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
EDUCATION (ELEMENTARY) DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE SECRETARY
GOVT.OF ASSAM
SCHOOL EDUCATION DEPARTMENT
DISPUR
GHY-6

4:THE AXOM SARBA SIKSHA ABHIJAN MISSION

REPRESENTED BY ITS MISSION DIRECTOR
KAHILIPARA
GUWAHATI-19.
5:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

Advocate for : MS. M BORAH
Advocate for : D.Y.S.G.I. appearing for THE UNION OF INDIA AND ORS

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

05.03.2024

Heard Ms. M. Bora, learned counsel for the applicants.

Issue Notice, Returnable in four weeks.

Since Mr. N.J. Khataniar, learned Standing Counsel, Education Department and Mr. B. Sharma, learned CGC appears for the respondents, Notices are waived. However extra copies be furnished within one week from today.

Meanwhile, it is directed that the applicants/the writ petitioners who are before this Court and for whom the benefit of the interim order dated 25.09.2019 are available, will not be compelled to submit this option by the timeline fixed as per the communication dated 10.01.2023.

It is made clear that the terms of the instructions dated 10.01.2023 that non-furnishing of the option will be treated to be continuation of their contractual terms and conditions with existing financial benefits, will not be automatically applicable in respect of the petitioners without leave of the Court.

Let the matter be listed along with W.P.(C) No. 7232/2019 and other connected matters.

JUDGE

Comparing Assistant