

GAHC010026982023



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

Case No. : WP(C)/794/2023

HAM AK COLLEGE OF HIGHER EDUCATION
PACHIM KAWAIMARI, DHING ROAD, P.O. HAIBARGAON, DIST.- NAGAON,
PIN- 782002, REP. BY ITS DIRECTOR INAMUL HASAN, AGED ABOUT 37
YEARS, S/O- ABDUL MOZID, VILL AND P.O. HATIZUZUA, DIST.- NAGAON,
ASSAM, PIN- 782122

VERSUS

THE STATE OF ASSAM AND 2 ORS
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, ELEMENTARY
EDUCATION DEPTT., DISPUR, GHY-06

2:THE REGISTRAR
GAUHATI UNIVERSITY
GOPINATH BORDOLOI NAGAR
GUWAHATI-14
ASSAM
KAMRUP (M)

3:THE DIRECTOR OF STATE COUNCIL OF EDUCATION RESEARCH AND
TRAINING (SCERT)
ASSAM
KAHILIPARA
GHY-19

4:THE SECRETARY
TO THE GOVERNMENT OF ASSAM.
HIGHER EDUCATION DEPTT.
ASSAM

5:THE DIRECTOR
HIGHER EDUCATION
ASSAM
KAHILIPARA

GUWAHATI-781019

6:THE NATIONAL COUNCIL FOR TEACHERS' EDUCATION.
REPRESENTED BY ITS CHAIRMAN

Advocate for the Petitioner : MR. P MAHANTA, MS. P SAHARIA

Advocate for the Respondent : SC, ELEM. EDU, MR. I ALAM, SC, NCTE (R- 6),MR S DAS, SC, HIGHER EDUCATION (R-4,5),MR. M. B. CHOUDHURY, SC, SCERT, ASSAM (R-3),SC, G U

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 17.07.2025

Mr. K. Mahanta, learned counsel appears for the petitioner. Mr. P.J. Phukan, learned counsel appears for the respondent Gauhati University; Mr. I. Alam, learned counsel appears for the respondent NCTE and Mr. H. Bdaruah, learned counsel appears for the respondent SCRT.

On the next date, Mr. P. J. Phukan, learned counsel representing the Gauhati University shall produce the Office Memorandum dated 25.02.2019 issued by the Government of Assam, which is mentioned in paragraph 6 of the counter affidavit filed by the respondent No. 2 on 21.05.2025.

Mr. P. K. Borah, learned Standing Counsel, Elementary Education, Assam, shall also obtain instructions as to whether the matters concerning B.A., B. Ed. and B.Sc., B. Ed. Degree fall within the purview of Elementary Education Department or Higher Education Department and, for this purpose, the learned counsel shall produce a copy of the Assam Rules of Executive Business, 1968, framed by the State Government for allocation and disposal of business by various Government Departments.

List the matter again on 19.08.2025.

An endeavour shall be made to dispose of the case on the next date.

JUDGE

Comparing Assistant