

GAHC010029152022



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

**Case No. : WP(C)/1329/2022**

MRS. MAMTAZ BEGUM  
W/O ALAL UDDIN KHAN, R/O VILL- PANBARI, P.O.-SALKATI PATHAR,  
DIST- NAGAON, ASSAM, PIN-782126

VERSUS

THE STATE OF ASSAM AND 4 ORS  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM, EDUCATION (ELEMENTARY) DEPARTMENT,  
DISPUR, GUWAHATI-6

2:THE DIRECTOR  
ELEMENTARY EDUCATION  
ASSAM  
KAHILIPARA  
GUWAHATI-19

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER  
NAGAON  
P.O. AND DIST-NAGAON  
ASSAM

4:THE MANAGING COMMITTEE OF DAKHIN PANBARI M.E. MADRASSA  
REPRESENTED BY HEADMASTER OF DAKHIN PANBARI M.E. MADRASSA  
R/O VILL-PANBARI  
P.O.-SALKATI PATHAR  
DIST-NAGAON  
ASSAM  
PIN-782126

5:AKKAS ALI  
S/O LATE ABDUL KADIR

R/O VILL- PANBARI  
P.O.-SALKATI PATHAR  
DIST- NAGAON  
ASSAM  
PIN-78212

**Advocate for the Petitioner** : DR. B AHMED, MR K UDDIN,MR. A K AZAD,MR. N HAQUE

**Advocate for the Respondent** : SC, ELEM. EDU, MR M HUSSAIN (R-4),MR S A SIKDER (r-4),MR E AHMED (r-5),MR. Z HAMMAD (r-5)

**BEFORE**  
**HONOURABLE MR. JUSTICE ROBIN PHUKAN**

**ORDER**

**Date : 20.08.2025**

Heard Mr. K. Uddin, learned counsel for the petitioner. Also heard Mr. M. Hussain, learned counsel for the respondent No. 4.

Mr. Uddin, learned counsel for the petitioner has pointed out that the respondents in the Elementary Education Department have not filed their affidavit-in-opposition and that in order to adjudicate the issue raised in this petition, the affidavit of the Department is very much necessary.

Later on, Mr. B. Kaushik, learned standing counsel appears on behalf of respondent Nos. 1, 2 and 3, and prays for granting him three weeks time to file affidavit.

Prayer is allowed.

List the matter on 18.09.2025.

**JUDGE**

**Comparing Assistant**