

GAHC010029962026



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

**Case No. : WP(C)/842/2026**

SURAJ SARMA AND 58 ORS.  
S/O - MOHAN SARMA VILL - KATIMARI GRANT ,P/O - HAIBARGAON ,P/S  
HAIBARGAON ,DIST - NAGAON ASSAM ,PIN 782002

2: DEEPA DUTTA  
C/O. SAIKAT ROY  
VILL. SANTINAGAR WARD NO 13  
P.O- DHUBRI  
DIST. DHUBRI  
ASSAM  
PIN- 783301  
PH-9957229186

3: RAJEN PARJA  
S/O. SONU PARJA  
VILL. HATTIGOR T.E  
P.O HATTIGOR  
DIST.UDALGURI  
ASSAM  
PIN-784524 PH- 8474088325

4: BISWAJIT KONWAR  
S/O. HEMEN KONWAR  
VILL. NELLIE  
P.O- NELLIE  
DIST.MORIGOAN  
ASSAM  
PIN-782413  
PH-7002344156

5: LALIT KUTUM  
S/O. JOY JOY KUTUM  
VILL. DHANDI PATHER  
P.O-RAJABERI DIST. BISWANATH

ASSAM  
PIN- 784168  
PH- 6000380977

6: TARU DEVI  
D/O. SUBAL DEVNATH  
VILL. BALITARA  
P.O GHOGRAPARA  
DIST. NALBARI  
ASSAM  
PIN- 781349  
PH-8638298352

7: NABAJIT GHOSH  
S/O - NARAYAN GHOSH  
VILL JHARGAON  
PO - BARJHAR BAZAR  
PS- ORANG  
DIST UDALGURI  
ASSAM  
PIN- 784114  
CONTACT - 9101890341

8: SANOWAR HUSSAIN  
S/O. SOLEMAN SHEIKH  
VILL. KHUTAMARI  
P.O BARBHITA  
P.S GOALPARA  
DIST. GOALPARA  
ASSAM  
PIN-78301  
PH-7002008389

9: MD ABDUL HAKIM  
S/O. ABDUL HANNAN  
VILL. NIZKATIGORAH PT 1  
P.O-GONGAPUR  
DIST. CACHAR  
ASSAM  
PIN- 788805  
PH-9101325652

10: NIBIR GOGOI  
S/O. ARUN GOGOI  
VILL. BOLOMA MORAN GAON  
P.O- BOLOMA  
DIST. JORHAT  
ASSAM

PIN- 785112  
PH-9101524961

11: RASHMI REKHA CHOUDHURY

W/O. DIPANGKAR CHOUDHURY  
VILL. NAYACHARA PT -5  
P.O BILASHPUR  
DIST. KOKRAJHAR  
ASSAM  
PIN- 783372  
PH-8638281162

12: SITARAM MAHATU  
S/O. BHIM MAHATU  
VILL. MADHYA CHATRONG  
P.O GOHPUR  
DIST. BISWANATH  
ASSAM  
PIN- 784168  
PH-9365018600

13: ANOWAR HUSSAIN  
S/O. AMIRUDDIN HUSSAIN AHMED  
VILL. TUPAMARI NO1  
P.O- TUPAMARI  
DIST. KAMRUP  
ASSAM  
PIN-781127  
PH-9365173245

14: PRANAB JYOTI PEGU

S/O. LT MANI KT PEGU  
VILL. NO3 BOHUPATHER  
P.O- DULIAPATHER  
DIST. LAKHIMPUR  
ASSAM  
PIN- 784164  
PH-8638778529

15: IMDADUL HOQUE  
S/O AZIZUL HOQUE  
VILL MOIRADHAJ  
P.O ROWMARI BILL  
P.S DHING  
DIST.-NAGAON  
ASSAM

PIN 782123  
PHONE7099748020

16: SHAH NAWAZ HOQUE  
S/O. SHAMSUL HOQUE  
VILL. BARANGABARI  
P.O- JANGALPARA  
DIST. DARRANG  
ASSAM  
PIN-784116  
PH-7002811377

17: BIJULEE DAS  
C/O. HAREN DAS  
VILL- 1 NO DOBOK  
P.O CHANMAGURI  
DIST. KAMRUP  
ASSAM  
PIN- 781380  
PH- 6900963237

18: NAYANMONI DOLEY  
C/O. NABIN DOLEY  
VILL. DHANDI PATHAR  
P.O- RAJABARI  
DIST. BISWANATH  
ASSAM  
PIN- 784168  
PH-9394100526

19: THANESWAR PATGIRI  
S/O. OGEN PATGIRI  
VILL. RAJABARI PATHER  
P.O RAJABARI  
DIST. BISWANATH  
ASSAM  
PIN- 784168  
PH- 6002413066

20: PINKI RANI DAS  
C/O -BALARAM DAS  
VILL-ITAKHOLA  
P.O-PODUM PUKHURI  
DISTRICT HOJAI  
ASSAM  
PIN-782535CONTECT-6001764562

21: MD AMIR HUSSAIN

S/O- MEHER ALI SK VILL- GERAMARI PT-V  
P.O- GERAMARI  
DIST- DHUBRI  
ASSAM  
PIN- 783339

22: SOMA DAS GOPE  
C/O SUNIL DAS VIL BIHPURIA  
P/O -BIHPURIA  
DIST - LAKHIMPUR  
ASSAM  
PIN 784161  
CONTACT 6001443293

23: SHAHIDUL ISLAM  
S/O. ABUL HUSSAIN SEIKH  
VILL. NALDOBA  
P. O. BIDYAPUR  
PS BONGAIGAON  
DIST . BONGAIGAON  
ASSAM  
PIN . 783372PH.NO. 7002734700

24: BABUL HUSSAIN  
S/O HABIBUR RAHMAN  
VILL NO.2 BHELKAR  
P.O BHELKAR BAZAR  
P.S HAJO  
DIST KAMRUP R ASSAM

PIN 781102  
CONTACT 9101743807

25: RUBINA AKTAR  
D/O MEER ANUWAR HUSSAIN  
VILL KAPILIPAR P.O KHARIKHANADIST HOJAI  
ASSAM  
PIN 782446

26: DIPANKAR CHANDA

S/O- DIGENDRA CHANDA  
VILL-UJANKUPA PART 1  
P. O-UJANKUPA PART1 DIST-HAILAKANDI  
ASSAM  
PIN-788152  
PHN- 9101864366

27: BANDANA DAS  
D/O-LATE NARAYAN DAS  
VILL-DIMARUGURI P.O-DIMARUGURI  
DIST-NAGAON PIN-782003  
PHN-9395420316

28: SAYED NURUL HASSAN  
S/O-SAYED ATOWER RAHMAN  
VILL-KUMULLI PARA  
P/O-GAREMARIDISTRICT BARPETA  
ASSAM  
PIN-781314

29: MAHAMMAD ALI  
S/O-MOKFER ALI  
AGE ABOUT -30YEARS  
VILL-SIALMARI PIN-784116 PO-DALGAON  
DIST-DARRANG  
ASSAMCONTACT -910136761

30: UTTAM PATGIRI  
S/O- BAPARAM PATGIRI  
VILL- RAWNAMUKH  
PO- RAWNAMUKH DIST- BISWANATH  
ASSAM  
PIN- 784169  
PHN- 8812890910

31: JINTU AHMED  
CSO- ALIMUDDIN AHMED  
AGE ABOUT -30 YEARS  
VILL - RAJABAZAR  
PO KALITAKUCHI DIST - KAMRUPR ASSAM PIN -781102  
PHONE 6900269816

32: BASANTI DAS  
C/O - PROBAL DAS VILL - LONGAI ROAD SARADAPALLY  
PO SRIBHUMI  
DIST - SRIBHUMI ERSTWHILE KARIMGANJ  
ASSAM  
PIN- 788710

33: RUMI KUMARI

C/O- ASSAMIA KUMAR  
VILL-BETELI TEA ESTATE  
MAZBAT. P/O- MAZBAT

P/S- MAZBAT  
DIST-UDALGURI  
BTR ASSAM  
PIN-784507

34: BIBHAS DAS  
S/O. LATE TAPAN DAS VILL. TEZPUR  
P.O- TEZPUR  
DIST. SONITPUR  
ASSAM  
PIN-784001  
PH-6000028824

35: RAJESH SUTRADHAR  
S/O- NRIPENDRA SUTRADHAR  
VILL-ALOICHERRA PART 4  
P/O- KARICHERRAP/S-KATLICHERRA  
DIST-HAILAKANDI ASSAM  
PIN 788165

36: SUKANYA CHOUDHURY  
C/O MR.SUKANTA MAZUMDE  
VILL -ALOICHERRA PART 1.DHOLAI TINMUKHA  
P/O- KATLICHERRA. P/S-KATLICHERRA DIST-HAILAKANDI. ASSAM PIN  
-788165  
CONTACT NO-7086391030

37: HEMASHREE BORAH

C/O APHURANTA ARANDHARA  
VILL-HUDUPARA ARANDHARA GAON P.O.-HUDUPARA  
DIST-SIVASAGAR  
ASSAM  
PIN785685

38: MANASHA DEVI  
/O- GAHIN UPADHYAYVILLAGE SHANTIPATHAR  
DIMOW  
P.O DIMOW  
DIST DHEMAJI  
ASSAM  
PIN 787059 MOBILE NO- 7035101755

39: SADDAM KHAN  
S/O. SIRAJ UDDIN KHAN  
VILL- URIAMGURI  
P.O-PANCHMILE  
DIST. SONITPUR

ASSAM  
PIN- 784025  
PH-9101876212

40: SANJIB DAS  
S/O- MOHAN DAS  
VILL-BAMUNGAON  
PO PUTHIMARI  
PS - KAMALPUR DIST KAMRUP  
ASSAM

PIN-781380  
PHONE 9365376887

41: JALINA BEGUM  
D/O-JALAL UDDIN  
VILL-BAGALIPAR  
PO.CHETUAIKHATY  
DIST.MORIGAON  
ASSAM  
PIN NO..78212

42: MANIK CHANDRA DAS

S/O DURGA RAM DAS VILL- AMTALA GOAN  
P O .PUB-GUIMARI  
DIST.NAGOAN  
ASSAM  
PIN .782425 MOB.9101595996

43: MATIUR RAHMAN  
S/O-SURUJ ALI  
VILL-BARKUR  
P.O-DALGAON DIST.-DARRANG  
ASSAM  
PIN-784116  
MOB.-9859256859

44: PARAG BARMAN  
S/O- RATAN MANIK BARMAN  
VILLAGE- ATHIABARI  
PO- BARPETA ROAD  
DISTRICT- BAKSA  
ASSAM  
PIN-781315  
PH- 9577578071

45: BHASKAR PEGU

S/O LT MANI KT PEGU. VILL-NO 3BOHU PATHER. PO-DULIA PATHER.DIST  
LAKHIMPUR  
ASSAM  
PIN-784164. PHON NO -8638094039.

46: JURI BARMAN  
C/O- RAMANI BARMAN VILLAGE - GUWAHATI NOONMATI DISTRICT -  
KAMRUP METRO PO- NOONMATI ASSAM  
PIN- 781020 MOBILE 9707338996

47: RAJDHANI CHOWHAN  
S/O -PATLAL CHOWHAN  
VILL- DAKHIN LASKAR PATHER  
PO-LASKAR PATHER

DIST- HOJAI  
ASSAM  
PIN -782446  
MOBILE -9101929918

48: MANISHA GHOSH  
D/O- MADHAB GHOSH VILL- BIHPURIA  
P.O- BIHPURIA  
DISTRICT - NORTH LAKHIMPUR  
MBL.-9101090179

49: NURUL AMIN  
S/O MOZIBAR RAHMAN VILL- JOMERKUR  
PO- GHUGUBARI  
DIST BARPETA  
ASSAM  
PIN 781319  
MOBILE- 9085972856

50: NEKIBAR ZAMAN  
S/O- ABDUL MONNAF VILL- KACHARUA  
P.O- PUTHIMARI  
DIST- KAMRUP  
ASSAM  
PIN- 781380  
MOBILE-8473993674

51: RINGKU BISWAS  
C/O - NIKHIL CH BISWAS  
VILL- HATHI PUKHURI  
P.O-HATIPUKHURI  
DIST- NAGAON ASSAM PIN- 782125  
MOBILE- 8811958635

52: MIZANUR RAHMAN  
S/O- HABIBAR RAHMAN  
VILL- HELOCHAR PAM  
P.O- NALI GAON  
PS- SARTHEBARIDIST BARPETAASSAM  
PIN-781352  
MOBILE 7002897417

53: MOHESWAR GOWALA  
S/O-LT BARUN GOWALA  
VILL-PABHOJAN  
PO- BORPATHAR

DIST-GOLAGHAT  
ASSAM  
PIN-785602 PH-8638896291

54: NITUL SARMA

S/O- LT. NAGENDRA NARAYAN SARMA  
TOWN- BILASIPARA W/NO11  
P.O.-HAKAMA  
PIN-783348  
DIST- DHUBRI  
ASSAM  
MOB- 8638672231

55: NIRUPAM DAS  
S/O -LT NIKHIL RANJAN DAS  
TOWN-HAILAKANDI TOWN  
PO-HAILAKANDI  
DIST- HAILAKANDI  
ASSAM  
PIN -78815  
MOB -9435324824

56: REZINA AKTAR  
/O- MD ATAB UDDINVILL- GUARIGRAM  
DIST- SRIBHUMI  
P/S- BADARPUR  
ASSAM  
PIN- 788701  
PHONE- 8011297433

57: ISLAM MONZIL  
S/O -SIRAJUL ISLAM  
VILL- BARTHAL DOLOIGAON

P.O DOLOIGAON  
DIST MORIGAON  
ASSAM  
PIN -782126  
PH - 8638230971

58: HARNUL HAQUE

S/O FAZLUL HAQUE  
VILL- DATIRBORI  
P.O- CHAPARBORI  
DIST BAJALI  
ASSAM  
PIN 781352  
PHONE - 9365965334

59: MD AZIZUL HOQUE  
S/O- MD BAHEZ UDDIN  
R/O- VILL- NIZ KATHAMI  
P.O.- KALATOLI  
P.S.- BOKO  
DIST.- KAMRUP  
ASSAM  
PIN- 78113

VERSUS

THE STATE OF ASSAM AND 4 ORS.  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,  
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI, PIN-781006.

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM

ELEMENTARY EDUCATION DEPARTMENT  
DISPUR  
GUWAHATI  
PIN-781006.

3:THE DIRECTOR OF ELEMENTARY EDUCATION

KAHILIPARA  
GUWAHATI  
PIN-781019.

4:NATIONAL COUNCIL FOR TEACHER EDUCATION

G-7  
SECTOR -10

DWARKA NEAR METRO STATION  
NEW DELHI-110075.

5:NATIONAL INSTITUTE OF OPEN SCHOOLING  
A-24/25

INSTITUTIONAL AREA  
SECTOR- 62  
NOIDA  
DIST. GAUTAM BUDDHA NAGAR  
UTTAR PRADESH  
201309

**Advocate for the Petitioner** : MR B M DEKA, MS. D BORA,MR. MASUM ALAM,MS D  
MAHANTA

**Advocate for the Respondent** : SC, ELEM. EDU,

**BEFORE  
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

**Date : 18.02.2026**

Heard Mr. B. M. Deka, learned counsel, appearing for the petitioners. Also heard Mr. N. J. Khataniar, learned Standing Counsel, Elementary Education Department.

**2.** Issue notice returnable by 4 (four) weeks.

**3.** Mr. N. J. Khataniar, learned Standing Counsel, Elementary Education Department, accepts notice on behalf of the respondent nos.1, 2 and 3. No formal notice is required to be issued. However, requisite extra copies of the writ petition be furnished to Mr. N. J. Khataniar, by the learned counsel for the petitioner.

**4.** Petitioners to take steps for service of notice upon the respondent nos.4 and 5 by way of speed post within 3 (three) working days.

**5.** The petitioners, who had participated in the recruitment exercise in pursuance to the advertisement both dated 08.01.2025 for recruitment as Assistant Teacher in Lower Primary Schools, Assistant Teacher, Science Teacher and Hindi Teacher of Upper Primary Schools had completed their 18(eighteen) months D.El. Ed. Course from NIOS and accordingly, they being now eligible for being considered for recruitment against the post advertised vide the said advertisement dated 08.01.2025, were required to appear before the Departmental authorities for physical document verification. The petitioners were also required to furnish documents as set out in the notice dated

17.06.2025, which amongst others include the UDISE records, to establish that the candidate concerned was in service as on 10.08.2017. The said requirement is on account of the fact that the 18(eighteen) months D.El. Ed. Course conducted by the NIOS was open only for untrained teachers who were in service at the relevant point of time. The petitioners contend that the schools did not have UDISE code at the relevant point of time and accordingly they are not in a position to provide the said records.

**6.** It is submitted by the learned counsel for the petitioners that after the 3<sup>rd</sup> round of verification, the authorities are contemplating to publish a list of candidates found suitable and accordingly prays that the respondents be restrained from publishing any such list without first resolving the issue raised by the petitioners in the present writ petition.

**7.** Considering the nature of the dispute arising in the present proceedings, this Court is of the considered view that an interim direction restraining the respondents from proceeding with the recruitment exercise would not be called for. However, it is provided that any appointment made in pursuance to the said advertisements both dated 08.01.2025, shall be subject to the outcome of the present writ petition. The said aspect of the matter shall be reflected in the appointment orders that would be issued to the selected candidates.

**JUDGE**

**Comparing Assistant**