

GAHC010030942019



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

Case No. : WP(C)/1581/2019

DINESH CHANDRA SINHA
S/O- LT BIRENDRA KUMAR SINHA, VILL- GANDHI NAGAR, P.S. DHOLAI,
P.O. BEKIRPAR- 788123, DIST- CACHAR, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, EDUCATION
(ELEMENTARY) DEPTT., DISPUR, GHY-6

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19
ASSAM

3:THE DIRECTOR
STATE COUNCIL OF EDUCATIONAL RESEARCH AND TRAINING
ASSAM
KAHILIPARA
GHY-24
ASSAM

4:THE PRINCIPAL
NORMAL SCHOOL
SILCHAR
P.O. SILCHAR- 788001
DIST- CACHAR
ASSAM

5:PADMABATI DEKA
VICE-PRINCIPAL

NORMAL SCHOOL
SILCHAR
PRESENTLY WORKING AS VICE PRINCIPAL
NORMAL SCHOOL
JORHAT
P.O. JORHAT- 785001
DIST- JORHAT
ASSA

Advocate for the Petitioner : MR. N DHAR, MS. S DASGUPTA,MS. U BARUAH,MR. T U LASKAR

Advocate for the Respondent : SC, ELEM. EDU, MR. B GOGOI, SC, SCERT,MS A LAHKAR (R5),MR. S ISLAM (R5),MR. A U CHOUDHURY (R5)

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 08.01.2026

This writ petition was filed with two specific prayers. The first prayer is for treating the suspension period of the petitioner as on duty for all purpose in terms of FR 54-B since the suspension as well as the Show-Cause Notice issued to him was set aside by this Court vide judgment dated 10.05.2018 in WP(C)/735/2015. The second prayer of the petitioner is to give him notional promotion since the respondent No.5 who is admittedly junior to him has been given promotion on 03.01.2017 to the post of Vice Principal of Normal School.

Mr. T. U. Laskar, learned counsel for the petitioner submits that the petitioner retired on superannuation on 31.01.2019 but no benefit has been given to him till date.

On perusal of the writ petition, it appears that petitioner has not mentioned about his superannuation from service either by making a statement

or by enclosing appropriate order in that regard.

Mr. T. U. Laskar, learned counsel submits that since he is not in touch with his clients for some time, he may be given some time to file an additional affidavit to bring all necessary particulars on record.

In view of above, the matter stands adjourned to be listed again on 17.02.2026.

JUDGE

Comparing Assistant