

GAHC010030942019



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

Advocate for the Respondent : SC, ELEM. EDU

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

19.06.2023

Heard Shri N. Dhar, learned counsel for the petitioner.

Though this matter is pending since the year 2019, the authorities, namely, the SCERT has not filed the affidavit. Ms. P. Das, the learned counsel appearing for the SCERT submits that instructions have been received and prays for some time to file the affidavit.

In view of this, let a further opportunity of 2 (two) weeks be granted to enable filing of affidavit by the SCERT.

This Court has however seen that along with the records, a so called 'affidavit' has been filed by the respondent no. 4. The 'affidavit', however, neither contains any filing nor any verification which was however accepted by the Filing Section on 26.04.2019. This Court is also intrigued by an Office Note dated 21.09.2019 in which it has been stated that an 'affidavit' on behalf of respondent no. 4 has been received which was put to the case records as Flag-

A.

It appears that the personnel who has received such "affidavit" and has tagged the same with the records is not at all conversant with the filing procedure and the sanctity of an affidavit.

Let this matter be brought to the notice of the Registrar (Judicial) to take appropriate steps in accordance with law so that in future, such situation does not arise.

JUDGE

Comparing Assistant