

GAHC010031122025



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

Case No. : WP(C)/959/2025

DAL PATHAK
S/O- LATE HARIRAM PATHAK,
R/O- GANDHIBASTI,
P.O.- BARPETA,
DIST.- BARPETA, ASSAM,
PIN- 781301.

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
DEPARTMENT OF HIGHER EDUCATION,
DISPUR, GUWAHATI-06.

2:THE DIRECTOR OF HIGHER EDUCATION
ASSAM
KAHILIPARA GUWAHATI-19.

3:THE GOVERNING BODY OF M.C. COLLEGE
BARPETA
REPRESENTED BY ITS PRESIDENT

BARPETA
P.O.- BARPETA
DIST.- BARPETA

ASSAM- 781301.

4:THE PRINCIPAL /SECRETARY
M C COLLEGE BARPETA
PO AND DIST BARPETA

ASSAM
PIN-78130

Advocate for the Petitioner : MR. S K MEDHI, MS. R. R. SAIKIA, A BHARALI, MR K K MEDHI, MRS. M BARMAN

Advocate for the Respondent : SC, HIGHER EDU, S A BAKHTIAR (R-3,4), MR K JAIN (R-3,4), MR. N ALAM (R-3,4)

BEFORE
HONOURABLE MR. JUSTICE ROBIN PHUKAN

ORDER

19.11.2025

Heard Mr. S. K. Medhi, learned counsel for the petitioner and Mr. S. K. Das, learned Standing Counsel for the respondents in Higher Education Department. Also heard Mr. S. A. Bakhtiar, learned counsel for the respondent No. 4.

Mr. Bakhtiar submits that he may be granted some time to file his affidavit-in-opposition.

Prayer allowed.

Mr. S. K. Das, learned Standing Counsel for the respondents in Higher Education Department has produced one letter, dated 09.09.2025, issued by the Deputy Director of Higher Education, Assam, addressed to the Senior Standing Counsel, Higher Education Department, Guahati High Court, informing him that the file regarding fixation of pay in the Selection Grade Scale of Pay, in respect of the petitioner, is currently under process at the Directorate and on the basis of said letter, Mr. Das submits that he may be granted some time to obtain up-to-date instruction.

Prayer allowed.

Registry shall list this matter on **09.12.2025**.

In the event of failing to file the affidavit-in-opposition by the respondent Nos. 3 & 4 by next date, the Court will proceed to hear and dispose of the petition, without the affidavit-in-opposition of the respondent Nos. 3 & 4.

List accordingly.

JUDGE

Comparing Assistant