

GAHC010036362017



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

Case No. : WP(C)/5145/2017

RULI SAIKIA and 4 ORS.
W/O- SRI MANOJ BORGOHAIN, R/O- KALIBARI ROAD, P.O- PHUKAN
NAGAR, DIST- SIVASAGAR

2: ANIMA BORUAH
W/O- SRI PRAFULLA BORA
R/O- AMGURI KHONIKORGAON
P.O- AMGURI
DIST- SIVASAGAR

3: JUTIKA GOGOI
W/O- AJIT GOGOI
R/O- KHARAGARH GHURA CHOWA GAON
P.O- KHENDOI PUKHURI
VIA KALOOGAON
DIST- SIVASAGAR

4: MINA BORAH
W/O- SRI MANIK HANDIQUE
R/O- TINGLAI SENSUWA VILLAGE
DIST- SIVASAGAR

5: BULUMAI DUTTA
W/O- SRI BINOY KUMAR BARUAH
R/O- BARUAH NAGAR VILLAGE
P.O- RUDRASAGAR
DIST- SIVASAGA

VERSUS

THE STATE OF ASSAM and 3 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM,
EDUCATION DEPARTMENT, DISPUR, GUWAHATI- 6

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

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
SIVASAGAR

4:DEPUTY INSPECTOR OF SCHOOLS
SIVASAGA

Advocate for the Petitioner : MS. D SWAMI

Advocate for the Respondent : SC, ELEMENTARY EDUCATION

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

01.05.2024

Heard Mr. P. Deka, learned counsel for the petitioners. Also heard Mr. P.N. Sharma, learned Standing Counsel, Elementary Education.

The learned Standing Counsel, Elementary Education prays for two weeks further time to file his affidavit.

It is submitted that the instructions have been received. He would like to bring them on record. It submitted that the petitioners were found to be illegally/irregular teachers but subsequently pursuant to Cabinet decision taken by the State, they were appointed as tutors or teachers except petitioner No. 1, who had retired in the meantime.

The learned counsel for the petitioners submits that these instructions are required to be brought on record as the claims of the petitioners are in respect of their arrear salary for services rendered as Assistant Teachers in their respective schools. The learned counsel for the petitioners further submits that the petitioners No. 1 to 4 have already been accommodated in their respective posts and therefore are no

longer pursuing the writ petition and they seek no relief in this matter. The present writ petition is pursued only by the writ petitioner No. 5.

List this matter after two weeks as prayed for by the learned Standing Counsel enabling him to file the affidavit.

JUDGE

Comparing Assistant