

GAHC010081082020



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

Case No. : I.A.(Civil)/1155/2020
In WP(C) No. 1740/2020

BIJON NATH
S/O. BISHWAMBHAR NATH, SWARNA LAKSHMI HS SCHOOL,
NARSHINGPUR, R/O. VILL. AND P.O. NARSHINGPUR, P.S. SONAI, DIST.
CACHAR, ASSAM, PIN- 788115.

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT.OF ASSAM,
EDUCATION (SECONDARY) DEPTT. DISPUR, GUWAHATI-6, ASSAM.

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

3:STATE SELECTION BOARD
ASSAM
REP. BY THE CHAIRMAN CUM COMMISSIONER AND SECRETARY TO THE
GOVT. OF ASSAM
EDUCATION (SECONDARY) DEPTT. DISPUR GUWAHATI-6

4:THE NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE)
EASTERN REGIONAL COMMITTEE REP. BY ITS REGIONAL DIRECTOR
15
NEELKANTHA NAGAR
NAYAPALLI
BHUBANESWAR
ORISSA
PIN-751012

5:THE ASSAM UNIVERSITY

SILCHAR REP. BY ITS REGISTRAR
SILCOORIE GRANT
SILCHAR
PIN-788001

6:DR. SHASHI BHUSHAN INSTITUTE OF EDUCATION
REP.BY ITS PRINCIPAL PO. LAKHIRBOND PT II
HAILAKANDI (T)
HAILAKANDI DIST. ASSAM
PIN-788155

7:GEETASHREE DAS
POST GRADUATE TEACHER (ENGLISH)
SWARNA LAKSHMI HIGHER SECONDARY SCHOOL
NARSHINGPUR
P.O. NARSHINGPUR
DIST. CACHAR
ASSAM
PIN-78811

Advocate for the Petitioner : MR. A K DUTTA

Advocate for the Respondent : SC, SEC. EDU.

Linked Case : WP(C)/4291/2017

BIJON NATH
S/O BISHWAMBHAR NATH
B.SC.
MA
B.ED.
PRINCIPAL SWARNA LAKSHMI HS SCHOOL
NARSHINGPUR
VILL and PO- NARSHINGPUR
PS-SONAI
DIST. CACHAR
ASSAM
PIN-788115

VERSUS

THE STATE OF ASSAM and 6 ORS.
REP. BY COMMISSIONER and SECRETARY
TO THE GOVT. OF ASSAM
DPETT. OF SECONDARY EDUCATION
DISPUR

GUWAHATI
ASSAM
PIN-781006

2:THE DIRECTOR OF SECONDARY EDUCATION CUM MEMBER SECRETARY
STATE SELECTION BOARD

ASSAM
KAHILIPARA
GUWAHATI
ASSAM
PIN-781019

3:THE INSPECTOR OF SCHOOLS
CDC

SILCHAR
PO and DIST. CACHAR
ASSAM

4:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
EASTERN REGIONAL COMMITTEE
REP. BY ITS REGIONAL DIRECTOR

15
NILAKANTHA NAGAR
NAYAPALLI BHUBANESWAR
ORISSA PIN-751012

5:THE ASSAM UNIVERSITY
SILCHAR
REP. BY ITS REGISTRAR/ CONTROLLER OF EXAMINATION

SILCHAR
CACHAR
ASSAM
PIN-788014

6:THE DR. SHASHI BHUSAN INSTITUTE OF EDUCATION B.ED. COLLEGE
LAKSHIRBOND

BOALIPAR BAZAR
HAILAKANDI
REP. BY ITS PRINCIPAL
DIST. HAILAKANDI
ASSAM
PIN-788155

7:SMTI GEETASHREE DAS

SUBJECT TEACHER

ENGLISH
SWARNA LAKSHMI HIGHER SECONDARY SCHOOL
PO-NARSINGPUR
PS-SONAI
DIST. CACHAR
ASSAM
PIN-788115

Advocate for : MR.A K DUTTA

Advocate for : SC

ASSAM UNIVERSITY appearing for THE STATE OF ASSAM and 6 ORS.

Linked Case : WP(C)/5217/2017

MD. NAZMUL ISLAM

S/O. MATAHIR ALI

ASSTT. TEACHER AT JAFARGARH EXTENDED HIGHER SECONDARY
SCHOOL

BARAIGRAM

R/O. VILL. SATGHARI

P.O. KANAIBAZAR

DIST. KARIMGANJ

ASSAM

PIN-788724.

VERSUS

THE STATE OF ASSAM and 11 ORS.

REP. BY THE COMM. and SECY.

TO THE GOVT. OF ASSAM

DEPTT. OF SECONDARY EDUCATION

DISPUR

GUWAHATI

ASSAM

PIN-781006.

2:THE DIRECTOR OF SECONDARY EDUCATION
CUM MEMBER SECRETARY

STATE SELECTION BOARD

ASSAM

KAHILIPARA

GUWAHATI

ASSAM

PIN-781019.

3:THE INSPECTOR OF SCHOOLS

KDC

KARIMGANJ

P.O. and DIST. KARIMGANJ

ASSAM.

4:THE I/C PRINCIPAL CUM MEMBER SECRETARY

SCHOOL SELECTION COMMITTEE JAFARGARH EXTENDED HIGHER
SECONDARY SCHOOL

VILL. and P.O. BARAIGRAM

DIST. KARIMGANJ

ASSAM

PIN.-788723.

5:CHAIRMAN

SCHOOL SELECTION COMMITTEE CUM PRESIDENT
OF THE SCHOOL MANAGEMENT AND DEVELOPMENT COMMITTEE
JAFARGARH EXTENDED HIGHER SECONDARY SCHOOL

VILL. and P.O. BARAIGRAM

DIST. KARIMGANJ

ASSAM

PIN-788723.

6:THE CHAIRMAN

STATE SELECTION BOARD FOR THE POST OF PRINCIPAL
CUM JOINT SECRETARY TO THE GOVT. OF ASSAM
DEPTT. OF SECONDARY EDUCATION

ASSAM

DISPUR

GUWAHATI

ASSAM

PIN-781006.

7:THE ASSAM UNIVERSITY

SILCHAR

REP. BY ITS REGISTRAR/ CONTROLLER OF EXAMINATION
SILCHAR

CACHAR

ASSAM

PIN-788014.

8:THE VIVEKANANDA COLLEGE OF EDUCATION

REP. BY ITS PRINCIPAL

KARIMGANJ

DIST. KARIMGANJ

ASSAM

PIN-788710.

9:THE NATIONAL COUNCIL FOR TEACHER EDUCATION

EASTERN REGIONAL COMMITTEE

REPRESENTED BY ITS REGIONAL DIRECTOR

15 NILAKANTHA NAGAR

NAYAPALLI

BHUBANESWAR

ORISSA

PIN-751012.
10:DEBASISH SEN

SUBJECT TEACHER
CHEMESTRY
MODEL HIGHER SECONDARY SCHOOL
P.O. PATHERKANDI
DIST. KARIMGANJ
ASSAM
PIN-788724.
11:BADRUL ISLAM CHOUDHURY

MEMBER
SCHOOL SELECTION COMMITTEE JAFARGARH EXTENDED HIGHER
SECONDARY SCHOOL
VILL. and P.O. BARAIGRAM
DIST. KARIMGANJ
ASSAM
PIN-788723.
12:SANJOY KUMAR NATH

MEMBER
SCHOOL SELECTION COMMITTEE JAFARGARH EXTENDED HIGHER
SECONDARY SCHOOL
VILL. and P.O. BARAIGRAM
DIST. KARIMGANJ
ASSAM
PIN-788723.

Advocate for : MR.A K DUTTA
Advocate for : SC
SECONDARY EDUCATION appearing for THE STATE OF ASSAM and 11 ORS.

Linked Case : WP(C)/5221/2022

MUCHABBIR ALI
S/O LATE TAHIR ALI
PRINCIPAL OF BALESWAR HIGHER SECONDARY SCHOOL
JALALPUR
CACHAR
P/R/O VILL- NIZ KATIGORAH PART-I
P.O.-GANGAPUR
DIST- CACHAR
ASSAM
PIN-788804

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
EDUCATION (SECONDARY) DEPARTMENT
DISPUR
GUWAHATI-6

2:THE STATE SELECTION BOARD
THROUGH THE CHAIRMAN
I.E.

THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
EDUCATION (SECONDARY) DEPARTMENT
DISPUR
GUWAHATI-6

3:THE ADDITIONAL SECRETARY TO THE GOVERNMENT OF ASSAM
SECONDARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-6

4:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

5:THE INSPECTOR OF SCHOOLS
CACHAR DISTRICT CIRCLE
SILCHAR
ASSAM

6:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
THROUGH THE CHAIRPERSON
HANS BHAWAN
(WING II)

1 BAHADUR SHAH ZAFAR MARG
NEW DELHI-110002

7:MOFUR UDDIN
SUBJECT TEACHER
BALESWAR HIGHER SECONDARY SCHOOL
JALALPUR
DIST- CACHAR (ASSAM)
PIN-788816

Advocate for : MR. I H SAIKIA

Advocate for : SC

SEC. EDU. appearing for THE STATE OF ASSAM AND 6 ORS.

Linked Case : WP(C)/1663/2023

RITA RANI ROY
W/O- SANTANU ROY
R/O- SHYAMANANDA ASHRAM ROAD
DIST. CACHAR
ASSAM
PIN- 788005.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM
SECONDARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-6.

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

3:THE INSPECTOR OF SCHOOLS
CACHAR
CACHAR DISTRICT CIRCLE
SILCHAR
ASSAM
PIN- 788001.

4:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
THROUGH THE CHAIRPERSON
HANS BHAWAN (WING II)
1 BAHADUR SHAH ZAFAR MARG
NEW DELHI-110002.

5:GEETASHREE DAS
SUBJECT TEACHER OF SWARNA LAKSHMI HIGHER SECONDARY SCHOOL
NARSHINGPUR
DIST. CACHAR
ASSAM
PIN- 788115.

6:ASSAM UNIVERSITY
REPRESENTED BY ITS REGISTRAR.
SILCHAR-788015.

Advocate for : MR. I H SAIKIA

Advocate for : SC

SEC. EDU. appearing for THE STATE OF ASSAM AND 4 ORS

Linked Case : WP(C)/4442/2020

DINA NATH KALITA
S/O. LT. BANGADHAR KALITA
ASSTT. TEACHER
DAGAON
HIGH SCHOOL
DAGAON
R/O. VILL. SAJEI
P.O. DAGAON
P.S. BAIHATACHARIALI
DIST. KAMRUP
ASSAM
PIN-781133.

VERSUS

THE STATE OF ASSAM AND 6 ORS
REP. BY THE COMM. AND SECY.
TO THE GOVT. OF ASSAM
DEPTT. OF SECONDARY EDUCATION
DISPUR
GUWAHATI
ASSAM
PIN-781006.

2:THE DIRECTOR OF SECONDARY EDUCATION

CUM MEMBER SECRETARY
STATE SELECTION BOARD
ASSAM
KAHILIPARA
GUWAHATI
ASSAM
PIN-781019.

3:THE INSPECTOR OF SCHOOLS

KDC
DADARA
AMINGAON
DIST. KAMRUP
ASSAM.

4:THE NATIONAL COUNCIL FOR TEACHER EDUCATION

EASTERN REGIONAL COMMITTEE
REP. BY ITS REGIONAL DIRECTOR

15 NILAKANTHA NAGAR
NAYAPALLI
BHUBANESWAR
ORISSA
PIN-751012.
5:THE GAUHATI UNIVERSITY

GUWAHATI
REP. BY ITS REGISTRAR/CONTROLLER OF EXAMINATION
GUWAHATI
ASSAM.
6:THE PRINCIPAL BAIHATA CHARIALI E.ED COLLEGE

BAIHATA CHARIALI
KAMRUP
ASSAM
PIN-781381.
7:PRABITRA KUMAR

HEADMASTER
DAGAON
HIGH SCHOOL
DAGAON
P.O. DAGAON
P.S. BAIHATA CHARIALI
DIST. KAMRUP
ASSAM
PIN-781133.

Advocate for : MR. A K DUTTA
Advocate for : SC
EDU appearing for THE STATE OF ASSAM AND 6 ORS

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

15-06-2023

Heard the learned counsel for the parties.

In few of the cases, the private respondents have also filed Interlocutory Application for modification of the interim order.

The issue involves the validity of a B.Ed. Degree from three institutes namely, Dr.

Shashi Bhushan Institute of Education, Vivekananda College of Education and Baihata Chariali B.Ed. College.

Shri I. Alam, learned Standing Counsel, NCTE however submits that though an affidavit was filed earlier, the said affidavit on behalf of the NCTE may not be sufficient as it does not cover the Dr. Sashi Bhusan Institute of Education. He, accordingly, prays for some time to file a detailed affidavit.

The stand of the NCTE would be relevant and crucial for the adjudication of this case.

The parties have agreed to a date to be fixed on 25.07.2023.

List accordingly on **25.07.2023**.

Interim order, if any, stands extended, till the next date of listing.

JUDGE

Comparing Assistant