

GAHC010204802016



undefined

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

Case No. : Cont.Cas(C)/370/2016

MRS. ARUNA KONCH and 4 ORS.
W/O SRI DEBEN SARMAH, R/O BHARALICHUK, P.O. , DIST- DHEMAJI,
ASSAM, ASSTT. TEACHER, JIADHAL PATIRCHUK LP SCHOOL

2: PIYALI KACHARI
W/O SRI KHAGEN DEKA
R/O NALANIPAM
P.O.and DIST- DHEMAJI
ASSAM
ASSTT. TEACHER OF BHARALICHUK LP SCHOOL

3: PRIYALATA BHARALI
W/O SRI NAREN SAIKIA
R/O BHARALICHUK
P.O. and DIST- DHEMAJI
ASSAM
ASSTT. TEACHER OF TELIJAN LP SCHOOL

4: LABANYA PHUKAN
W/O SRI BIDYA GOGOI
R/O NALANIPAM JANKI NAGAR
P.O.
P.S. and DIST- DHEMAJI
ASSAM
ASSTT. TEACHER OF BHARALICHUK LP SCHOOL

5: BILIMA DUTTA
W/O SRI JAGAT DUTTA
R/O RANGACHA GAON
P.O. MACHKHOWA
DIST- DHEMAJI
ASSAM
ASSTT. TEACHER OF CHOWKHAM LP SCHOO

VERSUS

PREETOM SAIKIA and ANR.
COMMISSIONER and SECY. TO THE GOVT. OF ASSAM, EDUCATION ELE
DEPTT., DISPUR, GHY-6

2:SANJIB KUMAR BHUYAN
DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19
DIST- KAMRUP METRO
ASSA

Advocate for the Petitioner : MR.S TAI, MR.R SARMA,MR.P P BARUAH

Advocate for the Respondent : MR.S M T CHISTIER-2, MR.D SAIKIA(R-1)(R-2),MR.A DEKA(R-1)

Linked Case : Cont.Cas(C)/18/2017

RABISON KONWAR and 9 ORS.
ASSTT. TEACHER
KHUBALIA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

2: SMT. PURABI BORGOHAIN
ASSTT. TEACHER
KAPAHUWA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

3: SMT. BIMALA BAILUNG
ASSTT. TEACHER
KHUBALIA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

4: SMT. URMILA GOHAIN

ASSTT. TEACHER
HILOIDARY L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

5: SMT. RINKU HANDIQUE
ASSTT. TEACHER
BARPATORIA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

6: SMT. AMIYA HATIBARUAH
ASSTT. TEACHER
KAPAHUWA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

7: REBAT GHARPHALIA
ASSTT. TEACHER
BARPATORIA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

8: SMT. DIPIKA BHUYAN

ASSTT. TEACHER
KENDUGURI L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

9: SMT. BANTI DIHINGIA

ASSTT. TEACHER
NAGAKHELIA L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

10: SMT. RUPA SENAPATI

ASSTT. TEACHER
KARICHUK L.P. SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.
VERSUS

PREETOM SAIKIA and Ors.
THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM
EDUCATION ELEMENTARY DEPTT.
SACHIVALAYA
DISPUR
GHY.-781006
ASSAM.

2:SRI SANJIB KR. BHUYAN

THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY.-781019
ASSAM.

3:SMT. NIRADA DOLEY PEGU

THE DIST. ELEMENTARY EDUCATION OFFICER CUM DEPUTY INSPECTOR
OF SCHOOLS I/C.
DHEMAJI
DIST. DHEMAJI
PIN-78705
ASSAM.

4:SHRI NARAYAN KONWAR
THE SECRETARY TO THE GOVERNMENT OF ASSAM
ELEMENTARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-781006
ASSAM.

5:SHRI JAYANT NARLIKAR
THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6.

6:SMTI. SURANJANA SENAPATI
THE DIRECTOR OF ELEMENTARY EDUCATION
KAHILIPARA
GUWAHATI-781019
KAMRUP (M)
ASSAM.

7:SMTI. KABITA DEKA
THE DISTRICT ELEMENTARY EDUCATION OFFICER CUM DEPUTY
INSPECTOR OF SCHOOLS (I/C)
DHEMAJI
PIN-787057
DIST.-DHEMAJI
ASSAM.

Advocate for : MR.N N B CHOUDHURY
Advocate for : MR.S M T CHISTIER appearing for PREETOM SAIKIA and Ors.

Linked Case : Cont.Cas(C)/261/2017

NIBEDITA BURAGOHAIN and ORS.
ASSTT. TEACHER
ARADHAL MILAN NAGAR LOWER PRIMARY SCHOOL
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

2: SMT. GOLAPI PACHANI

W/O. SRI TULSI BORGHAIN
WARD NO. 2
ARADHAL
P.O. NAGAKHELIA
DIST. DHEMAJI
PIN-787057
ASSAM.
VERSUS

PREETOM SAIKIA and ORS.
THE COMMISSIONER and SECY. TO THE GOVT. OF ASSAM
EDUCATION ELEMENTARY DEPTT.
SACHIVALAYA
DISPUR
GHY.-781006

ASSAM.

2:SRI SANJIB KR. BHUYAN

THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY.-781019
ASSAM.

3:SMT. NIRADA DOLEY PEGU

THE DIST. ELEMENTARY EDUCATION OFFICER
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

4:SRI ANADAR DOLEY

THE DY. INSPECTOR OF SCHOOLS
DHEMAJI
DIST. DHEMAJI
PIN-787057
ASSAM.

5:SHRI NARAYAN KONWAR

THE SECRETARY TO THE GOVERNMENT OF ASSAM
ELEMENTARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-781006
ASSAM.

6:SHRI JAYANT NARLIKAR

THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-06.

7:SMTI. SURANJANA SENAPATI

THE DIRECTOR OF ELEMENTARY EDUCATION
KAHILIPARA
GUWAHATI-781019
KAMRUP (M)
ASSAM.

8:SMTI. KABITA DEKA

THE DISTRICT ELEMENTARY EDUCATION OFFICER CUM DEPUTY

INSPECTOR OF SCHOOLS (I/C)
DHEMAJI
PIN-787057
DIST.-DHEMAJI
ASSAM.

Advocate for : MR.U J SAIKIA
Advocate for : MR.S RASUL R appearing for PREETOM SAIKIA and ORS.

Linked Case : Cont.Cas(C)/479/2017

GHANAKANTA TAID and 2 ORS.
S/O LATE KAM PRASAD TAID
R/O VILL- AYENGIA BORGAON
PO- MORNIO BEBEJIA
PS- GHILAMARA
DIST. LAKHIMPUR
ASSAM

2: SRI HEMKANTA HANDIQUE
S/O TOHESWAR HANDIQUE
R/O MOINAPARA
PO-GHILAMARA
PS-GHILAMARA
DISTRICT- LAKHIMPUR
ASSAM

3: SRI DIPAK KUMAR CHINTEY
S/O LATE PADMA NATH CHINTEY
R/O- VILLAGE-BILMUKH
PO- GHILAMARA
PS- GHILAMARA
DIST. LAKHIMPUR
ASSAM
VERSUS

PREETOM SAIKIA and ANR.
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
EDUCATION ELEMENTARY DEPTT.
DISPUR
GUWAHATI-6

2:SRI SANJIB KUMAR BHUYAN
DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA

GUWAHATI-19

Advocate for : MR. R SARMA

Advocate for : MR. K K DUTTA R-2 appearing for PREETOM SAIKIA and ANR.

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 10.06.2026

1. These matters are taken up together as they involve similar issue.
2. Though a submission was made that the present petitioners were accommodated as Tutors based on their qualification and they have given an undertaking that they will not make any claim regarding their past services, however, such factum is disputed by the learned counsels for the petitioners.
3. Mr. SMT Chistie, learned counsel for the respondents submits that he will complete his instruction and file a short affidavit highlighting the circumstances leading to non compliance of the orders in question.
4. List this matter again on 07.08.2026.

JUDGE

Comparing Assistant