

GAHC010046872022



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

Case No. : WP(C)/1884/2022

KHALILUR RAHMAN DEWAN
VILL-KOKILA MACHPARA, P.O.-KOKILA BAZAR, DIST-BONGAIGAON,
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, SECONDARY EDUCATION DEPARTMENT,
DISPUR, GUWAHATI-781006

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE (BUDGET) DEPARTMENT
DISPUR
GUWAHATI-781006

3:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019

4:THE INSPECTOR OF SCHOOLS
B.D.C.
BONGAIGAON
PIN-78338

Advocate for the Petitioner : MR. N H BARBHUIYA

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HON'BLE MR. JUSTICE DEVASHIS BARUAH

02.06.2023

Heard Mr. N. H. Barbhuiya, the learned counsel for the petitioner and Mr. N. J. Khataniar, the learned counsel appearing on behalf of the Secondary Education Department.

2. The case of the petitioner herein is that the petitioner in view of his qualifications is entitled to the Grade Pay at the rate of Rs.3300/- which is given to the Senior Classical Teachers. This aspect of the matter was also forwarded by the Director of Secondary Education Department in the year 2013-14, but till date, the Government has not taken any decision.

3. It further appears from the writ petition, more particularly from the Annexue-3 that there is a notification issued by the Director of Madrassa Education dated 22.11.1985 wherein certain examinations conducted by the State Madrassa Board, Assam were held equivalent to the respective examinations.

4. Mr. N. J. Khataniar, the learned counsel appearing on behalf of the Secondary Education Department submits that as the claim of the petitioner is based upon Madrassa Final FM Examination, equivalent to B.A. Examination, on the basis of which the petitioner is claiming the Graduate Scale of Pay, he therefore, submits that he needs instructions in the matter.

5. List the matter again on **26.06.2023** to obtain instructions.

JUDGE

Comparing Assistant