

GAHC010056012026



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

**Case No. : WP(C)/1661/2026**

SHARMILA CHOUDHURY  
W/O- RANADHIR SENGUPTA.  
D/O- LT. JYOTIRMOY CHOUDHURY.  
R/O- H.NO.-40, BINOY BADAL DINESH LANE, P.O. AND P.S.- RANGIRKHARI,  
SILCHAR, DIST.- CACHAR, ASSAM, PIN- 788005.

VERSUS

THE STATE OF ASSAM AND ORS  
REPRESENTED BY THE SECRETARY , TO THE GOVT. OF ASSAM,  
SECONDARY EDUCATION DEPARTMENT, ASSAM, JANATA BHAWAN,  
DISPUR, GUWAHATI-781006.

2:THE DIRECTORATE OF SECONDARY EDUCATION  
ASSAM KAHILIPARA  
GUWAHATI-781019.

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

4:BIKRAMJIT DAS  
ASSISTANT TEACHER  
BNMP AND HS SCHOOL  
SADAGRAM  
P.O.- DHOLAI BAZAR SUB OFFICE  
DIST.- CACHAR ASSAM PIN- 788114

**Advocate for the Petitioner** : MR. M U MAHMUD, MS. N BHARADWAJ,V  
KHAKHALARY,MR S H MAHMUD

**Advocate for the Respondent** : SC, SEC. EDU.,

**BEFORE  
HONOURABLE MR. JUSTICE KARDAK ETE**

**ORDER**

**Date : 20.03.2026**

Heard Mr. M. U. Mahmud, learned counsel for the petitioner.

Challenge in this writ petition is to the order dated 11.03.2026 issued by the Director of Secondary Education, Assam, whereby as many as 42 Assistant Teachers including the respondent No. 4 have been promoted to the post of regular Headmaster.

It is the case of the petitioner that he has been discharging the service of In-charge Headmaster of M. M. Balika Vidyaniketan High School in the district of Cachar since 2020 for more than 5 years. However, the respondent authorities have illegally deprived the petitioner from promotion to the post of Headmaster of the said school, wherein the respondent No. 4 has been promoted to the regular post of Headmaster and posted in the school of the petitioner.

It is further contents that the petitioner is the senior most Assistant Teacher, wherein the respondent No. 4 is simply an Assistant Teacher.

The submission of Mr. M. U. Mahmud, learned counsel for the petitioner and on perusing the materials available on record, this Court prima facie is of the view that a proper selection process appears to have been undertaken for promotion to the post of Headmasters of various high schools, wherein as many as 42 Assistant Teachers have been promoted to the post of regular

Headmaster.

Nothing has been indicated how the selection process, culminating into the impugned order of promotion, has been indicated, except to project that the petitioner has been working as in-charge Headmaster of M. M. Balika Vidyaniketan High School, which by itself may not be a ground to challenge the promotion of the Assistant Headmasters, who would be otherwise eligible and entitled to be promoted to the post of headmaster, unless the promotion is in violation of the recruitment Rules, the petitioner is unfairly not considered. However, to provide an opportunity to respond to the claim of the petitioner, this Court deems it fit to issue notice at this state.

Accordingly, issue notice, returnable in four weeks.

As Mr. P. P. Dutta, learned Standing Counsel, Secondary Education Department, has entered appearance and accepts notice on behalf of the respondent Nos. 1, 2 & 3, no formal notice is required to be issued to the said respondents. However, extra copy be served to him.

The petitioner to take steps for service of notice upon the respondent Nos. 4, 5 & 6 by speed post as well as by usual process within three working days.

List this matter after **4(four) weeks**.

**JUDGE**

**Comparing Assistant**