

GAHC010080702025



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

Case No. : WP(C)/2249/2025

AZIZAR RAHMAN
S/O- MD KHABIR ALI, R/O- VILL- DUMUNICHOWKI, P.O- MARUACHOWKI,
P.S SIPHAJHAR, DIST- DARRANG, ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS.
REPRESENTED BY THE SECRETARY, GOVERNMENT OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI- 06

2:THE COMMISSIONER AND SECRETARY
GOVERNMENT OF ASSAM
DEPARTMENT OF FINANCE
DISPUR
GUWAHATI-6

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

4:THE STATE LEVEL SCRUTINY COMMITTEE
REPRESENTED BY ITS CHAIRMAN CUM DIRECTOR OF SECONDARY
EDUCATION
ASSAM FOR PROVINCIALISATION OF SERVICE
KAHILIPARA
GHY-19

5:THE INSPECTOR OF SCHOOLS
DDC
DARRANG
P.O.- MARUWACHOWKI

DIST- DARRANG
ASSAM

6:THE DISTRICT SCRUTINY COMMITTEE
REPRESENTED BY THE CHAIRMAN CUM DISTRICT COMMISSIONER
DARRANG
P.O. AND DIST- DARRANG
ASSAM

7:THE PRINCIPAL OF BARNOI SENIOR SECONDARY SCHOOL
DUMUNICHOWKI
P.O.- MARUACHOWKI
DIST- DARRANG
ASSAM

8:KESHAB BARUA
S/O LT. DEHIRAM BORA
R/O SINGIMARI
P.O.- KHANDAJAN
DIST- DARRANG
ASSAM
PIN-78414

Advocate for the Petitioner : MR. M KHAN, MS J AKTAR,MR A K DAS

Advocate for the Respondent : SC, SEC. EDU., MR. S. ALOM(R-8),MR. M S MONDAL(R-7),MR. D A KAIYUM (R-7),MR. M A I HUSSAIN (R-8),GA, ASSAM,SC, FINANCE

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 22.06.2026

Mr. U. Sarma, learned Standing Counsel, Secondary Education Department, has placed on record instruction receive by him from the Director of Secondary Education.

2. A perusal of the said instruction would go to reveal that there is no qualification prescribed for the post of Assistant Librarian, in the

Assam Education (Provincialisation of Services of Non Teaching Staff of Venture Educational Institutions) Act, 2018. **3.** Accordingly, the Director, has projected that the qualifications as stipulated in the Regulation on Recognition of Higher Secondary Schools and Junior Colleges, is required to be followed. Further, it is projected that in the Assam Secondary Education (Provincialised Schools), Rules, 2018, the qualification of a Library Assistant is so stipulated as Graduate in any discipline from a recognized University with a Diploma in Library Science.

4. Mr. U. Sarma, on the next date of listing, shall place before this Court, the provincialisation orders of Library Assistant, similarly situated like the petitioner working in other Senior Secondary and/or equivalent Schools, under the Act of 2018, wherein, such Library Assistants were so provincialised as Teacher/Tutor after it was satisfied that the person concerned had a Graduate Degree along with a Diploma in Library Science. Instances of atleast 10 (ten) such schools be placed on record.

5. Petitioner is also granted liberty to bring on record provincialisation of services effected in respect of Library Assistants without requiring the qualification of Diploma in Library Science.

6. Registry to list this matter again on **17.07.2026**, for further hearing.

7. A copy of the said instruction furnished by Mr. U. Sarma, is kept on record and marked as 'X' for the purpose of identification.

JUDGE

Comparing Assistant