

GAHC010080822023



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

**Case No. : PIL/30/2023**

WE FOR GUWAHATI FOUNDATION AND 2 ORS.  
REPRESENTED BY ITS MANAGING TRUSTEE AND PRESIDENT, ANITA  
VERMA, PRESENTLY AT 23, PRATIKSHA, KHARGULI, RIVERSIDE,  
GUWAHATI-781004.

2: ANITA VERMA

D/O- SHRI BALKRISHAN VERMA

R/O- 23

PRATIKSHA

KHARGULI

RIVERSIDE

GUWAHATI-781004.

3: DEBARGHA ROY

S/O- DEBOJIT ROY

R/O- 43 LAMB ROAD

LATASIL

GUWAHATI-781001

VERSUS

THE STATE OF ASSAM AND 23 ORS.

REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM,  
DISPUR, PIN- 781005, ASSAM

2:THE COMMISSONER AND SECRETARY

TO THE GOVT. OF ASSAM

ELEMENTARY EDUCATION DEPARTMENT

BLOCK-C (GROUND FLOOR)

ASSAM SECRETARIAT

DISPUR

GUWAHATI-781006.

3:THE SECRETARY TO THE GOVT. OF ASSAM

ELEMENTARY EDUCATION DEPARTMENT

BLOCK-C (GROUND FLOOR)

ASSAM SECRETARIAT  
DISPUR

GUWAHATI-781006.

4:THE DIRECTOR OF ELEMENTARY EDUCATION  
DIRECTORATE OF ELEMENTARY EDUCATION  
KAHILIPARA

GUWAHATI-781019.

5:THE DIRECTOR OF SECONDARY EDUCATION  
DIRECTORATE OF SECONDARY EDUCATION  
KAHILIPARA

GUWAHATI-781019.

6:MISSION DIRECTOR  
SAMAGRA SIKSHA ABHIYAN  
ASSAM

KAHILIPARA

GUWAHATI-781019.

7:DISTRICT ELEMENTARY EDUCATION OFFICER  
AND INSPECTOR OF SCHOOLS (KAMRUP METRO)  
ATHGAON

GUWAHATI-781001.

8:DISTRICT ELEMENATRY EDUCATION OFFICER  
AND INSPECTOR OF SCHOOLS (KAMRUP RURAL)  
AMINGAON

GUWAHATI-781031.

9:DISTRICT ELEMENATRY EDUCATION OFFICER  
AND INSPECTOR OF SCHOOLS (NAGAON)

PANIGAON

NAGAON

NH-37

NAGAON-782001.

10:GYAN VIKAS ENGLISH SCHOOL

FAYAL AHMED ROAD

FATASIL

AMBARI

GUWAHATI-781001.

11:SOUTH POINT SCHOOL

21

BARSAPARA INDUSTRIAL ROAD

GOPINATH NAGAR

BARSAPARA

GUWAHATI-781018.

12:SANKARDEV SIKHU NIKETAN

SILSAKOO

NORTH GUWAHATI  
GUWAHATI-781030.

13:KENDRIYA VIDYALAYA IIT  
GUWAHATI IIT CAMPUS  
GUWAHATI-781039.

14:KENDRIYA VIDYALAYA  
MALIGAON  
NE FRONTIER RAILWAY  
ADARSHA COLONY  
MALIGAON  
GUWAHATI-781011.

15:AKHOM SHIKSHALAYA SCHOOL  
RADHA KRISHNA NAGAR  
SALBARI  
NOONMATI  
GUWAHATI-781020.

16:GYAN EDUCATIONAL TRUST  
OPP. KALI MANDIR  
LOKHRA ROAD  
JYOTIKUCHI  
GUWAHATI-781034.

17:SKYLARK PUBLIC SCHOOL  
5P42 AND RGF  
MALIGAON WEST  
MALIGAON  
GUWAHATI-781010.

18:SWARNA HAZARIKA MEMORIAL FLORENCE ACADEMY  
VILL AND P.O. SAMUGURI  
NEAR SAMUGURI POST OFFICE- 782140  
NAGAON.

19:SANKARDEV SIKHU NIKETAN  
NEAR BORMA MEDICAL STORES  
VILL AND P.O. SAMUGURI- 782140  
NAGAON.

20:SARASWATI JATIYA VIDYALAYA  
NEAR ROCKLAND PARK  
P.O. SAMUGURI-782140  
NAGAON.

21:PANCHATIRTHA SISHU SANKARDEV VIDYA NIKETAN

HAJO SHAKTI BARI-781102  
KAMRUP RURAL.

22:HARVARD PUBLIC SCHOOL  
GUWAHATI HAJO ROAD  
AMINGAON  
GUWAHATI-781104.

23:LUIT VIEW ENGLISH ACADEMY  
SH2  
DOLIBARI  
SARMOSALI GAIN- DADRA-781104  
ASSAM

24:KENDRIYA VIDYALAYA  
SECTOR-1  
RAMCHAI HILLS  
NOONMATI  
GUWAHATI-781020

**Advocate for the Petitioner** : MS. D GHOSH

**Advocate for the Respondent** : GA, ASSAM

**BEFORE**  
**HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK**  
**HONOURABLE MR. JUSTICE BUDI HABUNG**

**ORDER**

**07-03-2024**

(M.R.Pathak,J)

Heard Ms. A Verma, petitioner in person. Also heard Mr. R Mazumdar, learned Standing counsel, Department of School Education, Assam as well as Ms. R S Choudhury, learned Standing counsel, Kendriya Vidyalay Sangathan for the respondents.

During the deliberation of the matter, Mr. R Mazumdar, Standing counsel, Department of School Education placed two communications before the Court, one from the Director of Elementary Education, Assam under No. E-445319/13 dated 07.02.2024 and the other from the Director of Secondary Education, Assam under No. E-455629/13 dated 27.02.2024.

From those two communications, noted above, we have seen that both the Directors

have informed the District Elementary Education Officers as well as the Inspector of Schools of all the districts of Assam including the 6<sup>th</sup> Schedule districts of Karbi Anglong and Dima Hassao under their jurisdiction to do the needful for successful implementation of Section 12(1)(C) of the Right to Education Act, 2009.

On the next date fixed, the Secretary to the Government of Assam in the Education Department, the Director of Elementary Education, Assam as well as the Director of Secondary Education, Assam shall individually file their affidavits in the matter, stating the implementation of Section 12(1)(C) of the RTE Act in each of the districts of Assam and with respective reports from each of the District Elementary Education Officers as well as the Inspector of Schools.

As the next academic sessions of both the elementary as well as secondary schools in the State of Assam is going to start from 01.04.2024, the Secretary to the Government of Assam in the Education Department, the Director of Elementary Education, Assam as well as the Director of Secondary Education, in their respective affidavits shall also apprise the Court about the website/portal as required under Section 12(1)(C) of the RTE, Act, 2009.

List on **02.04.2024.**

Copy of the communications placed before the Court today by Mr. R Mazumdar, learned Standing counsel, Department of School Education be kept as part of the record.

**JUDGE**

**JUDGE**

**Comparing Assistant**