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

**Case No. : WP(C)/2411/2026**

DR SHEKHAR KANTI SARKAR  
S/O SHRI SUNIL CHANDRA SARKAR, R/O SRISHTHI RESIDENCY, BLOCK 2,  
FLAT NO 2/6/D LANKESHWAR, P.O. GAUHATI UNIVERSITY, PIN 781014

VERSUS

THE STATE OF ASSAM AND 3 ORS  
THROUGH BY THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM,  
HIGHER EDUCATION DEPTT., DISPUR, GUWAHATI 781006

2:RABINDRANATH TAGORE UNIVERSITY  
HOJAI THROUGH ITS EXECUTIVE COUNCIL HOJAI  
ASSAM  
PIN 782435

3:THE VICE CHANCELLOR

RABINDRANATH TAGORE UNIVERSITY  
HOJAI  
ASSAM  
PIN 782435

4:DR SANDIP RATNA  
REGISTRAR (IN CHARGE) RABINDRANATH TAGORE UNIVERSITY  
HOJAI  
ASSAM  
PIN 78243

**Advocate for the Petitioner** : MR. SURAJIT DUTTA, MS. I DAS

**Advocate for the Respondent** : SC, EDU, FOR CAVEATOR,MR. S K MEDHI

**BEFORE  
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

**ORDER**

**Date : 08.05.2026**

Heard Mr. S. Dutta, learned Senior Counsel, assisted by Ms. I. Das, learned counsel, appearing for the petitioner.

**2.** The petitioner in the present proceeding has presented a challenge to the issuance of a Memorandum of Charge dated 24.03.2026 to him. The said Memorandum of Charge is being challenged, amongst others, on the ground that the same was so issued without jurisdiction.

**3.** The petitioner upon receiving the said Memorandum of Charge had approached the authorities praying for being furnished with documents, which he claims, to be relevant to the charges framed against him. The said requisite documents in all were not furnished to the petitioner, however, inspection of certain documents, in addition to the listed documents, was provided to the petitioner.

**4.** Mr. S. K. Medhi, learned Standing Counsel, Rabindranath Tagore University, submits that he would complete his instructions and file an affidavit in the matter, including on the issue of jurisdiction of the incumbent in the post of Registrar of the University to issue the Memorandum of Charge dated 24.03.2026, raised by the petitioner in the present proceedings, before the next date of listing.

**5.** Considering the submissions made by the learned counsel for the parties, this Court is of the considered view that the issue of jurisdiction, to the issue of the impugned Memorandum of Charge against the petitioner, would require a detailed consideration.

**6.** Considering the issues raised in the present proceedings this Court directs the petitioner to submit his written statement to the Memorandum of Charge dated 24.03.2026 on or before 15.05.2026, without prejudice to the claims made by him in the present proceedings.

**7.** Registry to list this matter again on **20.05.2026**, along with W.P. (C).No.2412/2026, on which date, the prayer for interim relief by the petitioner shall be considered.

**JUDGE**

**Comparing Assistant**