

GAHC010094922023



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

Case No. : Cont.Cas(C)/247/2023

BIJOY KUMAR BARUAH
SON OF LATE RAM KUMAR BARUAH,
RESIDENT OF JORHAT,
POST OFFICE- BAHANA, POLICE STATION- JORHAT,
DISTRICT- JORHAT, ASSAM
PIN- 785101.

VERSUS

NARAYAN KONWAR AND ANR
SECRETARY TO THE GOVERNMENT OF ASSAM,
HIGHER EDUCATION DEPARTMENT,
DISPUR, GUWAHATI- 781006.

2:DHARMA KANTA MILI
DIRECTOR OF HIGHER EDUCATION
ASSAM

KAHILIPARA
GUWAHATI- 781019

DISTRICT- KAMRUP(M)
ASSAM

Advocate for the Petitioner : MR. M K MISRA

Advocate for the Respondent :

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

17-05-2023

Heard Mr. M.K. Misra, learned counsel for the petitioner.

This Contempt petition has been filed by the petitioner alleging wilful disobedience of the order dated 26.08.2022 passed in WP(C) No.4101/2017.

It is submitted that this Court by the said order dated 26.08.2022 passed in WP(C) No.4101/2017 directed the respondent no. 1, namely, Commissioner & Secretary to the Govt. Of Assam, Higher Education Department, Dispur & the respondent no. 2, namely, Director of Higher Education, Assam, to issue necessary order rectifying the anomalies in the order dated 12.01.2011 as well as the order dated 27.05.2011, issued by the Director of Higher Education, Assam, by replacing the effective date of 12-01-2011 by the date 06-09-2001 as already recommended by the DPC along with all consequential benefits. The entire exercise was directed to be completed within a period of 1 (one) month from the date of receipt of a certified copy of that order.

In spite of the specific directions given against the concerned respondents in the order dated 26.08.2022 passed in WP(C) No.4101/2017 and the said order also being communicated to the concerned respondents, it is the grievance of the petitioner that till date, the directions of the order dated 26.08.2022 passed in WP(C) No.4101/2017 has not been complied with and therefore, the present contempt petition has been filed.

Let notice be issued, returnable by 4 (four) weeks.

Notice shall be served upon the respondents by registered post with A/D

within 7 (seven) days from today.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant