

GAHC010097722023



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

Case No. : WA/171/2023

KHIREN MAHANTA
S/O LATE HIRA MAHANTA, RESIDENT OF LOMATI, P.O.- DIGARU, DIST.-
KAMRUP ASSAM 782401. (WORKING AS ASSISTANT TEACHER DIMORIA
HIGH SCHOOL)

VERSUS

**1: THE STATE OF ASSAM AND 4 ORS. REPRESENTED BY THE
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, EDUCATION
(SECONDARY) DEPARTMENT, DISPUR, GUWAHATI- 6.**

**2:THE SECRETARY TO THE GOVT. OF ASSAM
FINANCE (BUDGET) DEPARMTENT DISPUR GUWAHATI 06**

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

**4:THE INSPECTOR OF SCHOOLS
KAMRUP DISTRICT CIRCLE DIST KAMRUP ASSA**

Linked Case : WA/175/2023

1: PRANJAL PEGU AND 6 ORS.
S/O- LATE PHULSON PEGU
R/O- DAKHIN CHAPARI P.O. GOBINDAPUR DIST.- LAKHIMPUR ASSAM PIN-
784161. (WORKING AS ASSISTANT TEACHER IN BONGALMORA H.S.
SCHOOL)

2: ABU BAKKAR SIDDIQUE
S/O- LT. INTAZ ALI
R/O- KUTUBPUR P.O. KUTUBPUR DIST.- LAKHIMPUR ASSAM
PIN- 784161 (WORKING AS ASSTT. TEACHER IN BONGALMORA H.S.
SCHOOL)

3: KHAGEN PEGU
S/O- LT. SUNESWAR PEGU
R/O- KACHUTALI P.O. KACHUTALI DIST.- LAKHIMPUR ASSAM
PIN- 784161 (WORKING AS ASSTT. TEACHER IN MORI DIKTRONG H.S.
SCHOOL)

4: PULIN DOLEY
S/O- LT. PADMESWAR DOLEY
R/O- DAKHIN CHAPARI P.O. GOBINDAPUR DIST.- LAKHIMPUR
ASSAM PIN- 784161 (WORKING AS ASSTT. TEACHER IN JUGISUTI HIGH
SCHOOL)

5: NIZARA DOLEY
D/O- BISWANATH DOLEY
R/O- ALIMUR DANGSHARA GAON P.O. DHAKUAKHANA DIST.- LAKHIMPUR
ASSAM PIN- 784161 (WORKING AS ASSTT. TEACHER IN ALL ASSAM MIRI
H.S. SCHOOL)

6: KIRAN PEGU
S/O- ALIBOR PEGU
R/O- DHITAIPUKHURI P.O. DHITAIPUKHURI DIST.- SIVASAGAR ASSAM
PIN- 785685 (WORKING AS CRAFT TEACHER IN DHITAIPUKHURI HIGH
SCHOOL)

7: NAMANJALI BARUAH
W/O- JIBAN BARUAH
R/O- NOWBOICHA P.O. NOWBOICHA DIST.- LAKHIMPUR ASSAM
(WORKING AS ASSTT. TEACHER IN KANAKLATA MODEL GIRLS HIGH
SCHOOL)

VERSUS

1: THE STATE OF ASSAM AND 4 ORS. REP. BY THE COMMISSIONER AND
SECRETARY TO THE GOVT. OF ASSAM EDUCATION (SECONDARY) DEPTT.
DISPUR GUWAHATI- 6.

2:THE SECRETARY TO THE GOVT. OF ASSAM FINANCE (BUDGET) DEPTT.
DISPUR GUWAHATI- 6

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

4:THE INSPECTOR OF SCHOOLS LAKHIMPUR DISTRICT CIRCLE
DIST.- LAKHIMPUR ASSAM

5:THE INSPECTOR OF SCHOOLS SIVASAGAR DISTRICT CIRCLE
DIST.- SIVASAGAR ASSAM

Linked Case : WA/177/2023

1: MANIK CHANDRA KULI AND 3 ORS.

S/O- LATE MATILAL KULI R/O- BORMUKALI KULIGAON P.O- SISSIBOR
GAON DIST- DHEMAJI ASSAM (WORKING AS ASSISTANT TEACHER IN
PACHIM DHEMAJI HIGH SCHOOL).

2: GHANA KANTA GOGOI

S/O- LATE BHUDESWAR GOGOI
R/O- KAWOIMARI P.O- KALAKATA DIST- DHEMAJI ASSAM (WORKING AS
ASSISTANT TEACHER IN PACHIM DHEMAJI HIGH SCHOOL)

3: SANJIB MUKAR BORAH

S/O- SEDDHESWAR BORAH
R/O- RATANPUR P.O AND DIST- DHEMAJI PIN-787056 ASSAM (WORKING AS
ASSISTANT TEACHER IN SRIPANI HIGH SCHOOL)

4: RABIN GOGOI

S/O- LATE LARAM GOGOI
R/O- MAJGAON P.O- GUTTONG DIST- DHEMAJI ASSAM (WORKING AS
HINDI TEACHER IN MARIDHAL HIGH SCHOOL)

VERSUS

1: THE STATE OF ASSAM AND 3 ORS. REPRESENTED BY COMMISSIONER
AND SECRETARY TO THE GOVERNMENT OF ASSAM EDUCATION
(SECONDARY) DEPARTMENT ASSAM DISPUR GUWAHATI- 6.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM FINANCE (BUDGET)
DEPARTMENT ASSAM DISPUR GUWAHATI-06

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

4:THE INSPECTOR OF SCHOOLS
DHEMAJI DISTRICT CIRCLE DIST- DHEMAJI ASSAM

Linked Case : WA/176/2023

MAHANANDA TALUKDAR

S/O- LATE UBHESWAR TALUKDAR
R/O- DURAMARI P.O. SORBHAG DIST.- BARPETA ASSAM PIN- 781317
(WORKING AS LOWER DIVISIONAL ASSTT. IN RUPOSI HIGH SCHOOL)

VERSUS

1: THE STATE OF ASSAM AND 4 ORS. REP. BY THE COMMISSIONER AND
SECRETARY TO THE GOVT. OF ASSAM EDUCATION (SECONDARY) DEPTT.

DISPUR GUWAHATI- 6.

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE (BUDGET) DEPARMTENT DISPUR GUWAHATI- 6.

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

4:THE DEPUTY DIRECTOR SECONDARY EDUCATION ASSAM
KAHILIPARA GUWAHATI- 19.

5:THE INSPECTOR OF SCHOOLS
BARPETA DISTRICT CIRCLE DISTRICT BARPETA ASSAM.

For the Appellants : Mr. U.K. Nair, Senior Advocate, assisted by Ms. K. Devi, Advocate.

For the Respondents : Mr. N.J. Khataniar, Standing Counsel, Education (Secondary) Department.
: Mr. R. Borpujari, Standing Counsel, Finance Department.

- B E F O R E -

**HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY**

31.05.2023

This Court is apprised that analogous writ appeal being Writ Appeal No.156/2023 involving identical controversy has already been admitted.

Thus, all these writ appeals are admitted and they shall be tagged together.

The respondents are duly represented and hence notice need not be issued.

List for hearing after 6(six) weeks.

JUDGE

CHIEF JUSTICE

Comparing Assistant