

GAHC010148142023



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

Case No. : WA/185/2023

1. BHADRA KANTA BORAH AND 6 ORS.
S/O. LT. KHUMAN CHANDRA BORAH
VILL. SRIMANTA PUR P.O. POTHALIPAM
DIST. LAKHIMPUR PIN-787034
ASSTT. TEACHER S.B. BODO HIGH SCHOOL.

2: GHANAKANTA DOLEY
S/O. LT. PUNAI DOLEY
VILL. MOHAOUI CAMP P.O. UKHAMATI DIST. DHEMAJI PIN-787056
ASSTT. TEACHER JONAI HIGHER SECONDARY SCHOOL.

3: GAGAN KATUWAL CHETRY
S/O. SRI DURGA KATUAL CHETRY
VILL. MOHARI CAMP P.O. UKHAMATI DIST. DHEMAJI PIN-787056
ASSTT. TEACHER S.B. BODO HIGH SCHOOL.

4: PRAFULLA PEGU
S/O. LT. UMAKANTA PEGU
VILL. UALAMGURI P.O. MINGMANG DIST. DHEMAJI PIN-787034
ASSTT. TEACHER TELEM TRIBAL HIGH SCHOOL.

5: MANOJ KR. CHETRY
S/O. LT. NARA BAHADUR CHETRY
VILL. MOHARI CAMP P.O. UKHAMATI DIST. DHEMAJI PIN-787056
ASSTT. TEACHER SISSIMUKH H.S. SCHOOL.

6: MUHIRAM BORGHAIN
S/O. LT. GOLAP GORGOHAIN
VILL. KACHUTALI MAJGAON
P.O. UKHAMATI P.S. GOGAMUKH DIST. DHEMAJI PIN-787056
ASSTT. TEACHER CHEMENMUKH HIGH SCHOOL.

7: DINA NATH MILI
S/O. LT. MOHEN MILI
VILL. KACHUTALI P.O. UKHAMATI DIST. DHEMAJI PIN-787056
ASSTT. TEACHER KACHUTALI HIGH SCHOOL.

VERSUS

1.THE STATE OF ASSAM AND 4 ORS.
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM
EDUCATION DEPTT. DISPUR GUWAHATI-06.

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

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

4:INSPECTOR OF SCHOOLS
DHEMAJI DISTRICT CIRCLE DHEMAJI.

5:THE COMMISSIONER AND SECY.
PENSION AND PUBLIC GRIEVANCE DEPTT., DISPUR GUWAHATI-06.

Linked Case : WA/184/2023

KANAK CHANDRA DEKA AND 2 ORS.
S/O SUKLASWAR DEKA R/O DHEKIPARA P.O. DHEKIPARA DIST. DARRANG
ASSAM PIN-784145 (WORKING AS ASSISTANT TEACHER IN KARCHARIDAL
HIGH SCHOOL)

2: PRATUL SARMA
S/O MAKI NATH SARMA
R/O GOPALPUK P.O. SIPAJHAR DIST. DARRANG ASSAM PIN-784145
(WORKING AS ASSISTANT TEACHER IN DAHI GIRLS HIGH SCHOOL)

3: KUL BAHADUR CHETRY
S/O LATE PREM BAHADUR CHETRY
R/O BARNAGAON P.O. BARNAGAON DIST. UDALGURI ASSAM PIN-784509
(WORKING AS ASSISTANT TEACHER IN BACHIMARI H.S. SCHOOL)

VERSUS

1.THE STATE OF ASSAM AND 4 ORS.
REP. 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) DEPARTMENT DISPUR GUWAHATI-6.

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

4:THE INSPECTOR OF SCHOOLS DARRANG DISTRICT CIRCLE
DIST. DARRANG ASSAM

5:THE INSPECTOR OF SCHOOL UDALGURI DISTRICT CIRCLE
DISTRICT- UDALGURI ASSAM

Linked Case : WA/187/2023

1.ABDUS SATTAR AND 4 ORS.
S/O LATE SADAGAR ALI
R/O BHERBHERY P.O.- KHAILSABHITA P.S.- LAKHIPUR DIST.- GOALPARA
ASSAM PIN- 78330.(WORKING AS ASSISTANT TEACHER IN GAROJAN M.E.
MADRASSA).

2: GOLAWARA KHATUN
W/O ABDUL WAHAB
R/O MESERBHITA P.O.- MESERBHITA P.S.- LAKHIPUR DIST.- GOALPARA
ASSAM PIN- 783129. (WORKING AS ASSISTANT TEACHER IN MESERBHITA
M.E. MADRASSA).

3: SAMSUL HOQUE
S/O LATE ABU TALEB
R/O GHUGUDOBA P.O.- RAJMITA P.S.- LAKHIPUR DIST.- GOALPARA ASSAM
PIN- 783129. (WORKING AS ASSISTANT TEACHER IN GOURNAGAR HIGH
MADRASSA).

4: NOWSAD ALI
S/O JOYNAL ABEDIN
R/O MANASH PARA RESERVE P.O.- RAJMITA P.S.- LAKHIPUR DIST.-
GOALPARA ASSAM PIN- 783129. (WORKING AS ASSISTANT TEACHER IN
BAISA M.E. MADRASSA).

5: ATAUR RAHMAN MANDAL
S/O ABDUL BARI MANDAL
R/O KUSHBARI P.O.- AIRKATA P.S.- FAKIRGANJ DIST.- GOALPARA ASSAM
PIN- 78330. (WORKING AS ASSISTANT TEACHER IN AMBARI KARTIMARI
HIGH MADRASSA).

VERSUS

1.THE STATE OF ASSAM AND 4 ORS.
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM

EDUCATION (ELEMENTARY) DEPTT. DISPUR GUWAHATI- 6.

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

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

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

5:THE INSPECTOR OF SCHOOLS
GOALPARA CIRCLE DIST.- GOALPARA ASSAM.

Linked Case : WA/200/2023

1.SALIMA KHATUN BARBHUIYA AND 4 ORS.
D/O. HAJI HABIB ALI
W/O. SHARAF UDDIN
ASSTT. TEACHER OF JANAKAI BAJAR BASIC SCHOOL
HAILAKANDI VILL. NIZ JALALPUR P.O. JALALPUR P.S. KATIGORH
DIST. CACHAR ASSAM PIN-788815.

2: J. MANGIEN SINGHA
S/O. J. BACHADHON SINGHA
ASSTT. TEACHER OF LAISHRANKUN METHEI M.E. SCHOOL
HAILAKANDI VILL. RAJYESWARPUR PART-I P.O. BORBOND-
MONACHERRA P.S. LALA DIST. HAILAKANDI ASSAM PIN-788164.

3: ALI AHMED LASKAR
S/O. LT. TURAB ALI LASKAR
ASSTT. TEACHER OF DHOLAI MOLAI M.E. SCHOOL
VILL. DHOLAI PART II P.O. DHOLAI MOLAI (VIA-KATLICHERRA)
P.S. KATLICHERRA DIST. HAILAKANDI ASSAM PIN-788161.

4: MD ABDUL KAYUM CODHURY
S/O. LATE ABDUR ROHMAN CHOUDHURY
ASSTT. TEACHER OF CHIPOR SANGAN M.E. SCHOOL
VILL. NORTH NARAINPUR PART-II P.O. NORTH NARAINPUR
P.S. ALGAPUR DIST. HAILAKANDI ASSAM PIN-788801.

5: MOIN UDDIN
S/O. LATE JUNAB ALI
ASSTT. TEACHER OF SOMAJ KALYAN M.E. SCHOOL
VILL. NITAINAGAR PART-I P.O. PURBOSUNAPUR
P.S. HAILAKANDI DIST. HAILAKANDI ASSAM PIN-788155.

VERSUS

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

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPTT. DISPUR GUWAHATI- 6.

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

4:THE DISTRICT ELEMENTARY OFFICER
CACHAR P.O. SILCHAR ASSAM.

5:THE DISTRICT ELEMENTARY EDUCATION OFFICER
HAILAKANDI P.O. HAILAKANDI DIST. HAILAKANDI ASSAM.

Linked Case : WA/180/2023

BHOGIRAM KUMAR
S/O LATE GAJENDRA KUMAR
R/O DEOCHAR P.O.-PONERY DIST-KAMRUP ASSAM PIN-781123 (WORKING
AS CRAFT TEACHER IN D.N.D. ANCHALIK HIGH SCHOOL)

VERSUS

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

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

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

4:THE INSPECTOR OF SCHOOLS
KAMRUP CIRCLE DIST-KAMRUP ASSAM

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 D
IST.- 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 DIKRONG 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 KANA KLATA 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/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 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.

Linked Case : WA/181/2023

ABUL HASHIM
S/O- LATE HAJARAT ALI
R/O- AHMEDPUR BLOCK
P.O. KUTUBPUR DIST. NORTH LAKHIMPUR PIN- 781123.
(WORKING AS ARABIC TEACHER IN DAULATPUR MADRASSA HIGHER
SECONDARY SCHOOL.

VERSUS

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

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

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

4:THE INSPECTOR OF SCHOOLS, NORTH LAKHIMPUR
DIST. NORTH LAKHIMPUR 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

For the Appellant(s) : Ms. K. Devi, Advocate.
Mr. N. Gautam, Advocate in Writ Appeal No.175/2023.

For the Respondent(s) : Mr. R. Mazumdar, Standing Counsel, Department of School
Education.
: Mr. A. Chaliha, Standing Counsel, Finance Department.

– **BEFORE** –

HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE KARDAK ETE

22.05.2025

(Vijay Bishnoi, CJ)

An adjournment slip is circulated by the learned counsel for the appellants
for adjournment of the matters.

Learned counsel for the respondents have no objection to the said prayer.

Accordingly, the matters stand adjourned.

List these matters for hearing in the month of September, 2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant