

GAHC010148142023



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

Case No. : WA/356/2023

LAL BIAKTHANGI RALTE AND 10 ORS
D/O PAHLA RALTE, VILL-MAHUR GRADEN, P.O.-MAHUR, DIST-DIMA
HASAO, ASSAM, PIN-788830.

2: BIDHAN CHANDRA MOHANTA
VILL-NOON NAGAR
P.O.-KATIRAIL
DIST-CACHAR
PIN-788804

3: CHAWNGUL THIEK
P.O.-HARANGAJAO
DIST-DIMA HASAO
ASSAM
PIN-788818

4: SWAPNA PAUL
C/O SHYAMA SHILL
P.O.-HAFLONG
DIST-DIMA HASAO
ASSAM
PIN-788819

5: SADHANA KAR
C/O A.T. KAR
P.O.-MAHUR BAZAR
DIST-DIMA HASAO
ASSAM
PIN-788830

6: SAROJ KUMAR DEY
SMASHAN ROAD
SILCHAR MAA KALI LANE
P.O.-AMBIKA PATTY

DIST-CACHAR
ASSAM
PIN-788004

7: BIJOY KRISHNA ROY
VILL-DITTOCKCHERRA
P.O.-DITTOCKCHERRA
DIST-DIMA HASAO
ASSAM
PIN-788818

8: SEIKHOHEN CHANGSAN
W/O NEJALAM CHANGSAN
VILL-SONGRILING
HAFLONG
P.O. AND P.S.-HAFLONG
DIST-DIMA HASAO
ASSAM
PIN-788819

9: LALDAWNKIM HMAR
W/O SIEHKHOKAM
VILL-KHOMUNNOM
P.O.-MAHUR
DIST-DIMA HASAO
ASSAM
PIN-788830

10: ON THE DEATH OF DIZEING JEME HIS WIDEO AND LEGAL HEIR SMT.
RAM SELUNGLE NEWME
VILL-P. LONGKHAI
P.O.-MAHUR
DIST-DIMA HASAO
ASSAM
PIN-788830

11: CHINTAMONI CHETRY
W/O MINA KUMAR CHETRI
VILL-UPPER BAGATER
P.O.-HAFLONG
DIST-DIMA HASAO
ASSAM
PIN-78881

VERSUS

THE STATE OF ASSAM AND 7 ORS. E
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.

OF ASSAM, DEPARTMENT OF PENSION AND PUBLIC GRIEVANCES,
DISPUR, GUWAHATI- 6.

2:THE PRINCIPAL SECRETARY (N)
DIMA HASAO AUTONOMOUS COUNCIL
HAFLONG

3:THE ADDITIONAL DIRECTOR
EDUCATION (HILLS)
ASSAM
HAFLONG

4:THE FINANCE AND ACCOUNT OFFICER (N)
DIMA HASAO AUTONOMOUS COUNCIL
HAFLONG

5:THE DIRECTOR
DIRECTORATE OF PENSION
ASSAM
HOUSEFED COMPLEX
DISPUR
GUWAHATI-6

6:THE PRIMARY EDUCATION OFFICER
DIMA HASAO AUTONOMOUS COUNCIL
HAFLONG

7:THE ACCOUNTANT GENERAL (A AND E)
ASSAM
BELTOLA
GUWAHATI-29

8:THE COMMISSIONER AND SECRETARY
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6

Advocate for the Petitioner : MRS. R DEVI

Advocate for the Respondent : GA, ASSAM

Linked Case : WA/175/2023

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 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 KANAKLATA MODEL GIRLS HIGH
SCHOOL)
VERSUS

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

Advocate for : MR. U K NAIR
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 4 ORS.

Linked Case : WA/177/2023

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

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

Advocate for : MRS. K DEVI
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 3 ORS.

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

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

Advocate for : MRS. K DEVI
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 4 ORS.

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

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.

Advocate for : MRS. K DEVI
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 4 ORS.

BEFORE

HON'BLE THE CHIEF JUSTICE (ACTING) MR. LANUSUNGKUM JAMIR

HON'BLE MR. JUSTICE KARDAK ETE

O R D E R

22.01.2024

(L.S. Jamir, C.J(Acting))

On request made on behalf of Ms. K. Devi, learned counsel for the appellant in Writ Appeal No. 171/2023, list the matter after 4(four) weeks.

JUDGE

CHIEF JUSTICE (ACTING)

Comparing Assistant