

GAHC010104602022



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

Case No. : WP(C)/3676/2022

PREMADA KALITA
W/O- LATE DINAMONI KALITA, VILL.- HIRAPARA, P.O. DHULA, DIST.
DARRANG, ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVT. OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT, DISPUR,
GUWAHATI-6.

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
EDUCATION (ELEMENTARY) DEPARTMENT
DISPUR
GUWAHATI-6.

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

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

5:THE INSPECTOR OF SCHOOLS
DDC
DARRANG
MONGALDAI
ASSAM

6:THE DISTRICT ELEMENTARY EDUCATION OFFICER
DARRANG
MONGALDAI
ASSAM

7:THE STATE LEVEL COMMITTEE
(FOR COMPASSIONATE APPOINTMENT) TO BE REPRESENTED BY THE
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GUWAHATI-6.

8:THE DISTRICT LEVEL COMMITTEE
(FOR COMPASSIONATE APPOINTMENT)
DARRANG
REPRESENTED BY THE CHAIRMAN CUM DEPUTY COMMISSIONER
DARRANG
P.O. AND DIST. DARRANG
ASSA

Advocate for the Petitioner : MR. A M BARBHUIYA

Advocate for the Respondent : GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA**

ORDER

Date : 03.06.2022

Although the petitioner was recommended against the post of Assistant Teacher by the DLC but the SLC rejected the same by stating that the petitioner does not have the requisite qualification for the post of Assistant Teacher. Further the SLC explored the possibility of recommending the petitioner against the post of Junior Assistant but found that there were no vacancies.

In the resultant situation, the petitioner was recommended against a Grade-IV post. The petitioner claims that she being qualified with Post-Graduate Degree, it would be more suitable if she can be recommended against a higher post. But the minutes of the SLC reveals that the said exercise to consider the petitioner against a higher post was already done but could not be recommended for the reasons as indicated above.

In that circumstance, Mr. Barbhuiya seeks for an adjournment to confer the matter with the petitioner.

Let the matter be listed on Wednesday i.e. on 08.06.2022.

JUDGE

Comparing Assistant