

GAHC010108722024



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

Case No. : WP(C)/3226/2024

NISHU RANJAN DAS AND 32 ORS.
S/O- NIRANJAN DAS,
R/O- LONGAI ROAD, KARIMGANJ,
P.O.- SETTLEMENT ROAD, PIN- 788710,
DIST- KARIMGANJ, ASSAM.

2: PARAMITA DAS
D/O- SITANGSHU SEKHAR DAS

R/O- LAKSHMI CHARAN ROAD
KARIMGANJ

PIN- 788710
DIST- KARIMGANJ
ASSAM.

3: GEETA BHATTACHARJEE
D/O- LT. BIRESWAR BHATTACHARJEE

R/O- RED CROSS ROAD
KARIMGANJ

PIN- 788710
DIST- KARIMGANJ
ASSAM.

4: UTTAM KUMAR DAS
S/O- LT. ABANTI KUMAR DAS

R/O- VILL- NARIKHALI
P.O.- LAKSHMI BAZAR
PIN- 788712
DIST- KARIMGANJ
ASSAM.

5: SUMITA DAS DUTTA
D/O- LT. ROSOMOY DAS

R/O- SETTLEMENT ROAD
KARIMGANJ

P.O.- SETTLEMENT ROAD
PIN- 788710

DIST- KARIMGANJ
ASSAM.

6: CHITTA RANJAN DEY
S/O- DHIRENDRA CH. DEY

R/O- VILL- INATHPUR
P.O.- AMBARKHANA
PIN- 788712
DIST- KARIMGANJ
ASSAM.

7: JHUMA CHOUDHURY
D/O- BINOY CHAKRABORTY

R/O- MISSION ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

8: KISHOLAY CHAKRABORTY
S/O- KRIPA SHINDU CHAKRABORTY

R/O- OLD MISSION ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

9: RATISH SINHA
S/O- KRISHNA MOHAN SINHA

R/O- IDGA TOWN
KARIMGANJ

PIN- 788710
DIST- KARIMGANJ
ASSAM.

10: HARI PRASAD SINHA
S/O- KRISHNA DAS SINHA

R/O- VILL- TINOKHAL
KARIMGANJ

P.O.- PATHAR KANDI
PIN- 788724

DIST- KARIMGANJ
ASSAM.

11: CHAMPA CHAKRABORTY
S/O- LT SUDHANGSHU CHAKRABORTY

R/O- KALI MAHABIR BARI ROAD
KARIMGANJ

PIN- 788710
DIST- KARIMGANJ
ASSAM.

12: SUSANTA CHAKRABORTY
S/O- LT. RANADHIR CHAKRABORTY

R/O- KALI MAHABIR BARI ROAD
KARIMGANJ

PIN- 788710
DIST- KARIMGANJ
ASSAM.

13: RAMENDRA MALAKAR
S/O- LT. RAKESH RANJAN MALAKAR

R/O- PATHERKANDI TOWN
P.O.- PATHERKANDI
PIN- 788724
DIST- KARIMGANJ
ASSAM.

14: SUDIP DAS
S/O- NIRANJAN DAS

R/O- NILMONI ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

15: SANTANU DEY
S/O- SWETAKI BH. DEY

R/O- SUBASH NAGAR
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

16: SUCHARITA DHAR
S/O- LT. SITESH CH. DEB ROY

R/O- STATION ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

17: SHILPI SARKAR
S/O- TARAMONI SARKAR

R/O- L C ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

18: RAMA RANI PAUL
D/O- BHUBANESWAR PAUL

R/O- RAMONI ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

19: AHMED HASSAN CHOUDHURY
S/O- LT. SAFIQR HAQUE CHOUDHURY

R/O- VILL- BATARASHI
P.O.- TILLABAZAR

PIN- 788709
DIST- KARIMGANJ
ASSAM.

20: BAHARUNNESSA KHANAM
D/O- MD. MOYEEN UDDIN AHMED

R/O- VILL- SOUTH LAFASAIL

P.O.- LAKSHMI BAZAR
PIN- 788709

DIST- KARIMGANJ
ASSAM.

21: NOOR AHMED CHOUDHURY
S/O- LUTFUR RAHAMAN CHOUDHURY

R/O- SETTLEMENT ROAD
KARIMGANJ

P.O.- SETTLEMENT ROAD
PIN- 788710

DIST- KARIMGANJ
ASSAM.

22: JOYNA BEGUM
D/O- ASADDAR ALI

R/O- VILL- SERULBAG

P.O.- LAKSHMI BAZAR
PIN- 788709

DIST- KARIMGANJ
ASSAM.

23: JOYDEEP DAS
S/O- JOGESH CH. DAS

R/O- LONGAI ROAD
KARIMGANJ

P.O.- SETTLEMENT ROAD
PIN- 788710

DIST- KARIMGANJ
ASSAM.

24: BASAK CHAKRABORTY
S/O- LT CHINMOY CHAKRABORTY

R/O- KALI MAHABIR BARI ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

25: RAMANUJ CHAKRABORTY
S/O- ROMONI MOHAN CHAKRABORTY

R/O- L C ROAD
KARIMGANJ

P.O.- KARIMGANJ
PIN- 788710

DIST- KARIMGANJ
ASSAM.

26: BANSI GUPTA
S/O- MATILAL TELI

R/O- VILL- OLIVIACHERRA
KARIMGANJ

P.O.- OLIVIACHERRA
PIN- 788737

DIST- KARIMGANJ
ASSAM.

27: MONIMALA SHARMA
S/O- SUKHAMOY SHARMA

R/O- VILL- OLIVIACHERRA
KARIMGANJ

P.O.- OLIVIACHERRA
PIN- 788737

DIST- KARIMGANJ
ASSAM.

28: SURAJ DEO BANIA
S/O- BANSHIDHAR BANIA

R/O- VILL- GOMBHIRABASTI
KARIMGANJ

P.O.- GOMBHIRABASTI
PIN- 788737

DIST- KARIMGANJ
ASSAM.

29: ANWAR HUSSAIN
S/O- REJAN ALI

R/O- VILL- SAIKRISH HAL
KARIMGANJ

P.O.- ANIPUR
PIN- 788734

DIST- KARIMGANJ
ASSAM.

30: SHYAM SEKHAR ROY
S/O- MOHENDRA CHANDRA ROY

R/O- VILL- WANGIRBOND
KARIMGANJ

P.O.- OLIVIACHERRA
PIN- 788737

DIST- KARIMGANJ
ASSAM.

31: CHAMPU DAS
D/O- ABANTI DAS

R/O- VILL- NARIKHOLI
KARIMGANJ

P.O.- LAKSHMIBAZAR
PIN- 788709

DIST- KARIMGANJ
ASSAM.

32: SAMPA ROY
S/O- BINOY BHUSAN ROY

R/O- LAXMI BAZAR ROAD
KARIMGANJ

P.O.- LAXMIBAZAR
PIN- 788709

DIST- KARIMGANJ
ASSAM.

33: ELIZA BEGUM
D/O- LT. ABDUL MATIN CHOUDHURY

R/O- VILL- SAHABAD
P.O.- LAKSHMI BAZAR
DIST- KARIMGANJ
PIN- 78870

VERSUS

THE STATE OF ASSAM AND 4 ORS
THROUGH - THE SECRETARY TO THE GOVERNMENT OF ASSAM, SCHOOL
EDUCATION DEPARTMENT, ASSAM, DISPUR, GUWAHATI - 781006.

2:THE COMMISSIONER

TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI- 781006.

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

4:THE DEPUTY INSPECTOR OF SCHOOLS
KARIMGANJ
P.O. KARIMGANJ DISTRICT- KARIMGANJ
ASSAM
PIN- 788710.

5:THE TREASURY OFFICER
KARIMGANJ
BADARPUR
R.K. NAGAR
P.O. KARIMGANJ
DISTRICT- KARIMGANJ
ASSAM
PIN- 788710

Advocate for the Petitioner : MR. I H SAIKIA

Advocate for the Respondent : SC, ELEM. EDU

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 25.06.2024

Heard Mr. R. Saikia, learned counsel for the petitioner. Also heard Ms. S. Konwar, learned standing counsel for the School Education Department, representing respondent nos. 1, 3 and 4 and Mr. R. Borpujari, learned standing counsel for the Finance Department, representing respondent nos. 2 and 5.

Claiming common cause of action, the present writ petition has been

filed under Article 226 of the Constitution of India, whereby the petitioners are praying for arrear salary from 31.01.1997 to 31.10.2020 along with all service benefits that would have accrued to the petitioners including their pension under the Old Pension Scheme.

Issue notice returnable in 4(four) weeks.

Requisite extra copy of the writ petition be served on the learned standing counsel in course of the day.

The pendency of this writ petition shall not be a bar for the Director Elementary Education Department (respondent no.3) to examine claim of the petitioner.

List after 4(four) weeks.

JUDGE

Comparing Assistant