

GAHC010111352026



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

Case No. : WP(C)/2992/2026

JAYANTA DAS AND OTHERS
C/O- GAJENDRA DAS, R/O-KUKUWA BATABARY WARD NO 8, P/O-
PATHSALA, DIST- BAJALI, ASSAM, PIN- 781325

2: SEWALI DAS
CO MOHINI DAS
RO VILL RUPNAGAR
PO INDRAPUR
DIST BARPETA
ASSAM
PIN 781032

3: MAMANI BHATTACHARYYA
CO HAREKRISHNA SHARMA
RO BHATTADEV NAGAR WARD NO 1
PO PATHSALA
DIST BARPETA
ASSAM
PIN 781325

4: MALAYA MALAKAR
CO TAPAN BHARALI
RO VILL DUBI MALIPARA
PO DUBI
DIST BAJALI
ASSAM
PIN 781325

5: NAREN PATHAK
CO LT MATHUR PATHAK
RO VILL MAKHIBAHA
PO MAKHIBAHA
DIST NALBARI
ASSAM

PIN 781325

6: MAHODAR KALITA
SO LATE RAMESH CHANDRA KALITA
RO VILL TITKA GARIA
PO PATHSALA
DIST BAJALI
ASSAM
PIN 78132

VERSUS

THE STATE OF ASSAM AND OTHERS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT
OF ASSAM, EDUCATION SECONDARY DEPARTMENT, DISPUR, GHY 781006

2: THE DIRECTOR OF SECONDARY EDUCATION
KAHILIPARA
ASSAM
GHY 781019

3: THE SCREENING COMMITTEE
REPRESENTED BY ITS CHAIRMAN
OFFICE OF BOARD OF SECONDARY EDUCATION
NOW ASSAM STATE SCHOOL EDUCATION BOARD
ASSAM
BAMUNIMAIDAM
GHY 21

4: THE ASSAM STATE SCHOOL EDUCATION BOARD
REPRESENTED BY ITS CHAIRMAN
BAMUNIMAIDAM
GHY 21

5: THE INSPECTOR OF SCHOOLS
BARPETA
BDC
DIST BARPETA
NOW BAJALI
ASSAM
PIN 78130

Advocate for the Petitioner : MR. S SUTRADHAR, MR D C NATH

Advocate for the Respondent : SC, SEC. EDU., SC, SEBA

**BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG
ORDER**

08.06.2026

Heard Mr. D. C. Nath, learned counsel for the petitioners. Also heard Mr. P. Das, learned Standing counsel, Secondary Education for the respondent Nos. 1, 2 & 5; and Mr. D. K. Roy, learned counsel for the respondent Nos. 3 & 4.

2. The petitioners are aggrieved by the speaking order dated 18.11.2025 issued by respondent No. 2, whereby the claim of the petitioners for provincialisation of their services as teachers/tutors, as directed by this Hon'ble Court vide order dated 12.04.2023 passed in WP(C) No. 1353/2022 (including the petitioners' case in WP(C) No. 1603/2023 and Contempt Case No. 553/2024), has been rejected.

3. By filing the present writ petition, the petitioners while challenging the speaking order dated 18.11.2025 are seeking directions to the respondents to provincialise their services under the Assam Education (Provincialisation of Services of Teachers and Re-organisation of Educational Institutions) Act, 2017, in terms of the judgment dated 12.04.2023 passed by this Hon'ble Court in WP(C) No. 1603/2023, with the leading case being WP(C) No. 1353/2022.

4. Issue notice to the respondents, returnable within 4 (four) weeks.

5. Since Mr. Das, learned Standing Counsel, Secondary Education and Mr. Roy, learned counsel, have entered appearance and accepted notice on behalf of respondent Nos. 1, 2, & 5 and 3 & 4, no formal notice is required to be issued to the said respondents. However, they shall be provided with an extra copy of

the writ petition within three days from today.

6. List the matter after **4 (four) weeks.**

JUDGE

Comparing Assistant