

GAHC010119072023



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

**Case No. : WP(C)/3184/2023**

JAGADISH KALITA AND 55 ORS  
S/O- LT TARANI CHANDRA KALITA  
R/O MURARA (DHARAMPUR),  
P.O.- RANGIA  
P.S.- RANGIA  
DIST.- KAMRUP,  
ASSAM, PIN- 781354  
TET ROLL NO. 2900391 (LP)

2: BHASKARJYOTI BAYAN  
S/O - LT KAMALESWAR BAYAN  
R/O -METUAKUCHI  
P.O. -BARPETA  
P.S. -BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781301  
TET ROLL NO. -0404753 (LP)

3: HERKULIN BARMAN  
S/O - HARMOHAN BARMAN  
R/O -BELSOR (2 NO. SINGIMARA)  
P.O. -BELSOR  
P.S. - BELSOR  
DIST -NALBARI  
ASSAM  
PIN -781304  
TET ROLL NO. -4405115 (LP)

4: KAMAL KUMAR KALITA  
S/O -SRI MOHAN CHANDRA KALITA  
R/O - ADINGGIRI HILLS  
P.O.- MALIGAON  
P.S. - JALUKBARI

DIST - KAMRUP METRO  
ASSAM  
PIN -781011  
TET ROLL NO. -3001638 (UP)

5: NAYAN MANI DAS  
S/O -LT BHAGABAN CHANDRA DAS  
R/O -RAYAT PARA (PATHAN HATI)  
P.O. -BARPETA  
P.S. -BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781301  
TET ROLL NO.-0403379(LP)

6: BANJIT DAS  
S/O -SRI NILKANTA DAS  
R/O - SOLMARA  
P.O. -SOLMARA  
P.S. - BELSOR  
DIST -NALBARI  
ASSAM  
PIN -781338  
TET ROLL NO. -4400274 (UP)

7: SANJIB KUMAR PATHAK  
S/O - BHUBANESWAR PATHAK  
R/O - SUNDARIDIA  
P.O. -SUNDARIDIA  
P.S. - BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781314  
TET ROLL NO. -403003 (UP)

8: POPY DAS  
W/O -UTPAL DAS  
R/O - SARUPETA  
P.O. -SARUPETA  
P.S. - PATACHARKUCHI  
DIST -BARPETA  
ASSAM  
PIN-781318  
TET ROLL NO. -0403396 (LP)

9: KHASNUR ALI  
S/O - LT CHABER ALI  
R/O -BAMUNBARI

P.O. -BAMUNBARI  
P.S. -MUKALMUA  
DIST -NALBARI  
ASSAM  
PIN -781312  
TET ROLL NO. -4401133 (LP)

10: MD NEKIBUR ZAMAN  
S/O - LT ABDUL REZZAK  
R/O -DHAKUA  
P.O -DHAKUA  
P.S -BARPETA  
DIST. -BARPETA  
ASSAM  
PIN -781309  
TET ROLL NO. -0401936 (LP)

11: IBRAHIM IMAM  
S/O -SHAHJAHAN ALI  
R/O -ATA  
P.O. -SARUTAPA  
P.S. -BARPETA  
DIST. -BARPETA  
ASSAM  
PIN -781352  
TET ROLL NO. -0800015 (LP)

12: JAGADISH BEZBARUAH  
S/O - LT BISHNU BEZBARUAH  
R/O-JAGARA  
P.O. -JAGARA  
P.S. - BELSOR  
DIST-NALBARI  
ASSAM  
PIN -781310  
TET ROLL NO. -4402566 (LP)

13: MINTU BARMAN  
S/O - UPEN BARMAN  
R/O - BAHBARIYA GAON  
P.O. -NAZIRA  
P.S. - NAZIRA  
DIST -SIVASAGAR  
ASSAM  
PIN -785685  
TET ROLL NO. -4600286 (LP)

14: KESHABANANDA OZA

S/O - LT HARESWAR OZA  
R/O - METUAKUCHI (B.B. ROAD)  
P.O. -BARPETA  
P.S. - BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781301  
TET ROLL NO. -0406235 (LP)

15: RUBUL DAS  
S/O - SANTA RAM DAS  
R/O -DHUPGURI  
P.O. -SIMLAGURI  
P.S. - GOBARDHANA  
DIST -BAKSA  
ASSAM  
PIN -781313  
TET ROLL NO. -0402838 (LP)

16: CHANDAN KUMAR DAS  
S/O - LT UDAY CHANDRA DAS  
R/O -MAJORHATI  
P.O. -BARPETA  
P.S. -BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781301  
TET ROLL NO. -3000676 (LP)

17: MANIK BASAK  
S/O - AKSHAY KUMAR BASAK  
R/O -KATAJHAR PATHER  
P.O. -KATAJHAR PATHER  
P.S. - BARPETA ROAD  
DIST -BARPETA  
ASSAM  
PIN -781315  
TET ROLL NO. -0401519 (UP)

18: SUKLAL CHAUHAN  
S/O - LT RAMLAL CHAUHAN  
R/O - UTTAR ATHIABARI  
P.O. -BARPETA ROAD  
P.S. -BARPETA ROAD  
DIST -BARPETA  
ASSAM  
PIN -781315  
TET ROLL NO. -0403668 (LP)

19: LEENA SARMA  
W/O -GANJAN PUJARI  
R/O -SURVEY (DISPUR)  
P.O. -BELTOLA  
P.S. -DISPUR  
DIST -KAMRUP  
ASSAM  
PIN -781028  
TET ROLL NO. -3009841 (LP)

20: GHANASHYAM TAHBILDAR  
S/O - LT GIRINDRA TAHBILDAR  
R/O - NITYANANDA PANBARI  
P.O. -NITYANANDA  
P.S. - PATACHARKUCHI  
DIST -BARPETA  
ASSAM  
PIN -781329  
TET ROLL NO. -0501577 (LP)

21: BAPAN SAHA  
S/O - LT BASANTA SAHA  
R/O -KRISHNANAGAR  
P.O. -BARPETA ROAD  
P.S. -BARPETA ROAD  
DIST -BARPETA  
ASSAM  
PIN -781315  
TET ROLL NO. -0403611 (UP)

22: AMAR CHANDRA PAUL  
S/O - LT RANADAPRASAD PAUL  
R/O -JAKHLI BIL PATHER  
P.O. -BARPETA ROAD  
P.S. -GOBARDHANA  
DIST -BAKSA  
ASSAM  
PIN -781315  
TET ROLL NO. -0403942 (UP)

23: RITAM DAS  
S/O - GOURANGA DAS  
R/O - KALAHA BHANGA  
WARD NO. 4  
P.O. -BARPETA ROAD  
P.S. -BARPETA ROAD  
DIST -BARPETA

ASSAM  
PIN -781315  
TET ROLL NO. -0403656 (LP)

24: ABDUL JUBBER AHMED  
S/O - MUZAHAR ALI AHMED  
R/O - CHENGULIA  
P.O. -KALAHBHANGA  
P.S. -BARPETA ROAD  
DIST -BARPETA  
ASSAM  
PIN -781315  
TET ROLL NO. -0400035 (LP)

25: SABDIR AHMED  
S/O - AMZAD ALI  
R/O -PURBALOWASHUR  
P.O. -MAJGAON  
P.S. -BARPETA  
DIST -BARPETA  
ASSAM  
PIN -781313  
TET ROLL NO. -0408881 (LP)

26: SADDAM HUSSAIN  
S/O-ABDUL KARIM  
R/O- PUTLARTARY  
P.O.-JARABARY  
P.S.- BARPETA  
DIST-BARPETA  
ASSAM  
PIN-781314  
TET ROLL NO.-0408917(LP)

27: SHIRAJUL MULLAH  
S/O- LT MD REFAZUDDIN MULLAH  
R/O- JOGIRPAM  
P.O.-DABALIAPARA  
P.S.- BARPETA  
DIST-BARPETA  
ASSAM  
PIN-781316  
TET ROLL NO.-0402071 (LP)

28: DHARITRI DEKA  
D/O- KANAK DEKA  
R/O- JAGARA  
P.O.-JAGARA

P.S.-BELSOR  
DIST-NALBARI  
ASSAM  
PIN-781310  
TET ROLL NO.-4402482 (LP)

29: MANJIT PATGIRI  
S/O- BIRENDRA NATH PATGIRI  
R/O- BAMAKHATA  
P.O.-BAMAKHATA  
P.S.- PATACHARKUCHI  
DIST-BARPETA  
ASSAM  
PIN-781325  
TET ROLL NO.-0500448(LP)

30: MRIDUL GOSWAMI  
S/O-SRI SASHI MOHAN GOSWAMI  
R/O- BARSAHAN  
P.O.-PATACHARKUCHI  
P.S.-PATACHARKUCHI  
DIST- BARPETA  
ASSAM  
PIN- 781326  
TET ROLL NO.-0500517(LP)

31: MRIGEN KUMAR GOSWAMI  
S/O- NAGENDRA GOSWAMI  
R/O- PATACHARKUCHI  
P.O.-PATACHARKUCHI  
P.S.-PATACHARKUCHI  
DIST- BARPETA  
ASSAM  
PIN-781326  
TET ROLL NO.-3016114 (LP)

32: MD IKBAL KHAN  
S/O- LT SHUMEZ KHAN  
R/O- HARIPUR  
P.O.- BAHARIHAT  
P.S.- TARABARI  
DIST- BARPETA  
ASSAM  
PIN-781302  
TET ROLL NO.-0401778 (UP)

33: MD AFZALUR RAHMAN  
S/O- MD AHMED ALI

R/O- JAKHLI BIL PATHER  
P.O.- MOIRAJHAR  
P.S.- GOBARDHANA  
DIST- BAKSA  
ASSAM  
PIN-781315  
TET ROLL NO.-0401626 (LP)

34: MONJURUL HOQUE  
S/O- LT ABDUL HAMID  
R/O- NAGARJHAR  
P.O.-HOWLY  
P.S.-BARPETA  
DIST- BARPETA  
ASSAM  
PIN-781316  
TET ROLL NO.-0407635 (LP)

35: DIPANKAR BASAK  
S/O- LT NARESH BASAK  
R/O- KATAJHAR PATHER  
P.O.- KATAJHAR PATHER  
P.S.- BARPETA ROAD  
DIST- BARPETA  
ASSAM  
PIN-781315  
TET ROLL NO.-0400763 (UP)

36: BIDYUT ADHIKARY  
S/O- KAMINI KUMER ADHIKARY  
R/O- JANIA  
P.O.-JANIA  
P.S.- BARPETA  
DIST- BARPETA  
ASSAM  
PIN-781314  
TET ROLL NO.-0404114(UP)

37: KHAN MANOWAR HUSSAIN  
S/O-LT ABDUL KADER KHAN  
R/O- SHARIOTPUR  
P.O.-SHOWPUR  
P.S.-KALGACHIA  
DIST- BARPETA  
ASSAM  
PIN-781319  
TET ROLL NO.-0401336(LP)

38: ABHIJIT SAHA  
S/O- ATUL KUMAR SAHA  
R/O- BISHNUPUR  
GHY  
P.O.-GOPINATH NAGAR  
P.S.- BHARALUMUKH  
DIST-KAMRUP METRO  
ASSAM  
PIN-781016  
TET ROLL NO.-3010510(UP)

39: HIMASRI DAS  
W/O- DEEPJYOTI DAS  
R/O- JANIA  
P.O.-JANIA  
P.S.- BARPETA  
DIST- BARPETA  
ASSAM  
PIN-781314  
TET ROLL NO.-401014(LP)

40: PRADIP KUMAR PAUL  
S/O- LT SURENDRANATH PAUL  
R/O- JAKHLI BIL PATHER  
P.O.-BARPETA ROAD  
P.S.- GOBARDHANA  
DIST- BAKSA  
ASSAM  
PIN-781315  
TET ROLL NO.-0402582 (UP)

41: SRI GITIKA DEVI  
D/O- LT ANANTA CHAKRABARTY  
R/O- PIPALIBARI  
P.O.- PIPALIBARI  
P.S.-BELSOR  
DIST- NALBARI  
ASSAM  
PIN-781338  
TET ROLL NO.-4402482 (LP)

42: HIRANYA KR DEKA  
S/O- DHIRENDRA NATH DEKA  
R/O- BELBARI  
P.O.-BARKAPLA  
P.S.-SARTHEBARI  
DIST- BARPETA  
ASSAM

PIN-781307  
TET ROLL NO.-0409808(LP)

43: PEAR ALI  
S/O- LT SABEL UDDIN  
R/O-MOURI PAM  
P.O.-MANDIA  
P.S.-BAGHBAR  
DIST- BARPETA  
ASSAM  
PIN-781308  
TET ROLL NO.-0402550 (LP)

44: DIPAK DEKA  
S/O- LT JOGENDRA DEKA  
R/O- KALATALI  
P.O.-PARAHKUCHI  
P.S.- SARTHEBARI  
DIST- BARPETA  
ASSAM  
PIN- 781307  
TET ROLL NO.-3000909 (LP)

45: RIYAZUL HOQUE  
S/O- LT LIYAKAT ALI  
R/O- KHAIRABARI  
P.O.-KHAIRABARI  
P.S.-BARPETA ROAD  
DIST- BARPETA  
ASSAM  
PIN-781315  
TET ROLL NO.-0408740 (LP)

46: RAZIBUL ISLAM  
S/O- LT SOHRAB ALI  
R/O- NAGARJHAR  
P.O.-HOWLY  
P.S.- HOWLY  
DIST- BARPETA  
ASSAM  
PIN-781316  
TET ROLL NO.-0408608 (LP)

47: DEISY BARUAH  
W/O-BIBHUJIT SUTRADHAR  
R/O- METUAKUCHI  
P.O.-SHANTINAGAR  
P.S.- BARPETA

DIST- BARPETA  
ASSAM  
PIN-781314  
TET ROLL NO.-3015610 (LP)

48: BARNALI BARUAH  
W/O- NAKUL DEY  
R/O- BISHNUPUR MAIN ROAD  
P.O.-GOPINATH NAGAR  
P.S.-BHARALUMUKH  
DIST-KAMRUP METRO  
ASSAM  
PIN-781016  
TET ROLL NO.-5600278 (LP)

49: JALAL UDDIN  
S/O- LT ALAHI MIAH  
R/O-TAPAJULI PATHER  
P.O.- BALIKURI  
P.S.-KALGACHIA  
DIST- BARPETA  
ASSAM  
PIN-781319  
TET ROLL NO.-0401809(LP)

50: MATIAR RAHMAN  
S/O- LT ABDUL LATIF SARKER  
R/O- BALAR PATHER  
P.O.-SHOWPUR  
P.S.-KALGACHIA  
DIST- BARPETA  
ASSAM  
PIN-781319  
TET ROLL NO.-0402265(LP)

51: AJANTA BARMAN  
D/O- SRI BAIKUNTHA BARMAN  
R/O- BELSOR (KAMARPARA)  
P.O.-BELSOR  
P.S.- BELSOR  
DIST -NALBARI  
ASSAM  
PIN-781304  
TET ROLL NO.-4402390 (LP)

52: ABDUL ROUF  
S/O- LT AFAZ UDDIN  
R/O- PALHAZI

P.O.- PALHAZI  
P.S.-BARPETA  
DIST- BARPETA  
ASSAM  
PIN-781309  
TET ROLL NO.-0400106(LP)

53: RIDIV KUMAR DAS  
S/O- SRI SANATAN CH DAS  
R/O- PATBAUSHI  
P.O.-PATBAUSHI  
P.S.- BARPETA  
DIST- BARPETA  
ASSAM  
PIN-781314  
TET ROLL NO.-0408684(LP)

54: ASHOK KUMAR DAS  
S/O- SRI RAMPRASAD DAS  
R/O- DHUPGURI  
P.O.- SIMLAGURI  
P.S.- GOBARDHANA  
DIST- BAKSA  
ASSAM  
PIN-781313  
TET ROLL NO.-0404463 (LP)

55: AMIR CHAND TALUKDAR  
S/O- JAHIR UDDIN TALUKDAR  
R/O- BILORTARY  
P.O.-KALGACHIA  
P.S.- KALGACHIA  
DIST- BARPETA  
ASSAM  
PIN-781319  
TET ROLL NO.-0400287(LP)

56: SURJAT ALI  
S/O- AKMAT ALI  
R/O- KURIHAMARI  
P.O.-BHANGNAMARI  
P.S.- MUKALMUA  
DIST- NALBARI  
ASSAM  
PIN-781126  
TET ROLL NO.- 4410330(LP)

VERSUS

THE UNION OF INDIA AND 6 ORS  
REPRESENTED BY THE SECRETARY, DEPARTMENT OF SCHOOL  
EDUCATION AND LITERACY,  
MINISTRY OF HUMAN RESOURCES DEVELOPMENT,  
SASHTRI BHAWAN, NEW DELHI- 110001.

2:THE JOINT SECRETARY  
DEPARTMENT OF SCHOOL EDUCATION AND LITERACY  
MINISTRY OF HUMAN RESOURCES DEVELOPMENT  
SASHTRI BHAWAN  
NEW DELHI-110001.

3:THE PROJECT APPROVAL BOARD  
DEPARTMENT OF SCHOOL EDUCATION AND LITERACY  
MINISTRY OF HUMAN RESOURCES AND DEVELOPMENT  
SASHTRI BHAWAN  
NEW DELHI- 110001.

4:THE STATE OF ASSAM  
REPRESENTED HEREIN BY THE COMMISSIONER AND SECRETARY TO  
THE GOVERNMENT OF ASSAM  
ELEMENTARY EDUCATION DEPARTMENT  
DISPUR  
GUWAHATI-06  
DIST- KAMRUP(M)

ASSAM.

5:THE DIRECTOR OF ELEMENTARY EDUCATION  
KAHILIPARA  
GUWAHATI- 781019  
DIST.- KAMRUP(M)  
ASSAM.

6:THE MISSION DIRECTOR  
AXOM SARBA SIKSHA MISSION  
KAHILIPARA  
GUWAHATI- 781019

DIST- KAMRUP(M)  
ASSAM.

7:THE EXECUTIVE DIRECTOR  
AXOM SARBA SIKSHA MISSION  
KAHILIPARA  
GUWAHATI- 781019

DIST- KAMRUP(M)  
ASSAM

**Advocate for the Petitioner** : MR S BORTHAKUR

**Advocate for the Respondent** : DY.S.G.I.

**BEFORE**  
**HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

**ORDER**

**Date : 05.06.2023**

Heard Mr. D.Gogoi, learned counsel for the petitioners.

Issue notice.

Mr. K.Gogoi, learned CGC appears for the respondent Nos. 1, 2 and 3; Mr. G.Pegu, learned standing counsel, Elementary Education appears for the respondent Nos. 4 and 5 and Mr. B.Choudhury, learned standing counsel, SSA appears for the respondent Nos. 6 and 7.

Notice on respondent are complete.

Extra copies of the writ petition be furnished to the learned standing counsel for the respondents.

Respondents are allowed to file counter affidavit.

List the matter after 4(four) weeks along with WP(C)/5824/2019.

**JUDGE**

**Comparing Assistant**