

GAHC010119402022



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

Case No. : WP(C)/4047/2022

SITHUL KANTI DAS
S/O- LT. SASHINDRA RAM DAS, VILL. WEST JARAILBARI, P.O.-
GOBINDAGANJ BAZAR, P.S. RATABARI, DIST.- KARIMGANJ, ASSAM, PIN-
788733.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, DEPARTMENT OF SECONDARY EDUCATION, DISPUR,
GUWAHATI- 781006.

2:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI- 781019.

3:THE INSPECTOR OF SCHOOLS
KDC
KARIMGANJ
P.O. AND DIST.- KARIMGANJ
PIN- 788710.

4:THE DEPUTY COMMISSIONER
KARIMGANJ
P.O. AND DIST.- KARIMGANJ
PIN- 788710.

5:THE HEAD MASTER
PALLIUNNAYAN HIGH SCHOOL
P.O. GOBINDAGANJ BAZAR
DIST. KARIMGANJ
ASSAM

PIN- 788731.

6:APU CHOUDHURY
S/O- LT. JATINDRA CHOUDHURY
VILL. NAYATILLA
P.O. GOBINDAGANJ BAZAR
DIST.- KARIMGANJ
ASSAM
PIN- 788731

Advocate for the Petitioner : MR. A R TALUKDAR

Advocate for the Respondent : SC, SEC. EDU.

BEFORE

HON'BLE MR. JUSTICE MANASH RANJAN PATHAK

O R D E R

22-06-2022

Heard Mr. A. R. Talukdar, learned counsel for the petitioner and Mr. S. M. T. Chistie, learned Standing counsel, Secondary Education Department for the respondent Nos. 1 to 3. Also heard Ms. D. Das Barman, learned Additional Senior Government Advocate, Assam for the respondent No. 4.

Matter relates to recommendation of the name of the President of School Management and Development Committee (SMDC) of Palliunnayan High School in the District of Karimganj.

It is submitted by the petitioner that the Inspector of Schools, Karimganj District Circle, Karimganj in pursuance of the approval of the Deputy Commissioner, Karimganj dated 12.08.2020, vide Notification No.K15/SMDC/2021/1247 dated 04.06.2022 recommended the name of the respondent No. 6 as President of the SMDC of said Palliunnayan High School.

Being aggrieved with the same, the petitioner has preferred this writ petition.

Issue notice, returnable by **eight weeks**.

As Mr. S. M. T. Chistie, learned Standing counsel, Secondary Education Department and Ms. D. Das Barman, learned Additional Senior Government Advocate, Assam have accepted

notices on behalf of the respondent Nos. 1 to 3; 4 respectively, no formal notices need be issued to those respondents.

Petitioner shall take steps for service of notice on the respondent Nos. 5 and 6 by Registered post with A/D by tomorrow, providing their correct and proper addresses with requisite postal stamps.

The appointment of the respondent No.6 as President of the SMDC of said Palliunnayan High School, District - Karimganj in pursuance of the Notification No.K15/SMDC/2021/1247 dated 04.06.2022 of the Inspect of Schools, Karimganj shall be subject to the outcome of this writ petition.

List accordingly.

JUDGE

Comparing Assistant