

GAHC010119872023



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

**Case No. : WP(C)/4431/2023**

BHUPEN CHANDRA SAIKIA AND 25 ORS  
(RTD. ASSTT. HEAD MASTER OF NOVODOI HIGH SCHOOL, PANBARI,  
LAKHIMPUR)  
S/O-LATE GHANASHYAM SAIKIA,  
R/O-VILL. AND P.O-PANBARI,  
DISTRICT- LAKHIMPUR, ASSAM.

2: SRI RAM PRASAD SAHU  
(RTD. ASSTT. TEACHER OF NOVODOI HIGH SCHOOL  
PANBARI  
LAKHIMPUR)  
S/O-LATE BANASHI SAHU

R/O-VILL- AND P.O-PANBARI

DISTRICT- LAKHIMPUR  
ASSAM.

3: MRS. BASANTI BHAGAWATI  
(RTD. ASSTT. TEACHER OF NOVODOI HIGH SCHOOL  
PANBARI  
LAKHIMPUR)  
W/O-RADHA GOSWAMI

R/O-VILL. AND P.O-PANBARI

DISTRICT- LAKHIMPUR  
ASSAM.

4: BANTI DEVI  
(RTD. ASSTT. TEACHER OF NOVODOI HIGH SCHOOL  
PANBARI  
LAKHIMPUR)  
W/O-TRIPURESWAR THAKUR

R/O-VILL. AND P.O-PANBARI

DISTRICT- LAKHIMPUR  
ASSAM.

5: ATUL CHANDRA SARMAH  
(RTD. ASSTT. TEACHER OF RAJIB GANDHI HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE SIVA NATH SARMA

R/O-VILL. AND P.O-PANBARI

DISTRICT- LAKHIMPUR  
ASSAM.

6: ARUNA SAIKIA  
(RTD. ASSTT. TEACHER OF BORELENGERI SANKARDEV H.S SCHOOL  
LAKHIMPUR)  
D/O-LAKHMAN SAIKIA

R/O-VILL. AND P.O-LAHOTIAL

DISTRICT-LAKHIMPUR  
ASSAM.

7: RINKU MONI SAIKIA  
(RTD. ASSTT. TEACHER OF JANAKALYAN MITHARAM ADARSHA HIGH  
SCHOOL  
LAKHIMPUR)  
W/O-DURGESWAR BORAH

R/O-VILL.-GHURIA GAON

P.O-HOWAJAN

DISTRICT-SONITPUR  
ASSAM.

8: GOPAL CH. BORAH  
(RTD. ASSTT. TEACHER OF BANDERDEWA HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE GUNARAM BORAH

R/O-VILL. AND P.O-KAMALPUR

DISTRICT- LAKHIMPUR  
ASSAM.

9: JOGA MAYA BORAH  
(RTD. ASSTT. TEACHER OF BANDERDEWA HIGH SCHOOL  
LAKHIMPUR)  
W/O-DIBYADHAR BORAH

R/O-VILL.-DEOTOLA

P.O-BHOGPUR

DISTRICT- LAKHIMPUR  
ASSAM.

10: SARADI PHUKAN BORAH  
(RTD. ASSTT. TEACHER OF NAMONI DIKRONG HIGH SCHOOL  
LAKHIMPUR)  
W/O-BHEBASH BORA

R/O-WARD NO.2  
BISWANATH  
P.O-DRIKONG

DISTRICT-BISWANATH  
ASSAM.

11: MOHENDRA BORAH  
(RTD. JUNIOR ASSTT. OF BORKHET MOTIA HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE BAPURAM BORAH

R/O-VILL.-NO.2 MOTIA

P.O-BORBALI

DISTRICT-LAKHIMPUR  
ASSAM.

12: LOKESWAR BORAH  
(RTD. ASSTT. TEACHER OF SANKARDEV HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE BHUSAN BORAH

R/O-WARD NO.1  
BIHPURIA TOWN

DISTRICT-LAKHIMPUR  
ASSAM.

13: BHABEN HAZARIKA  
(RTD. ASSTT. HEAD MASTER OF BHIMBOR DEURI HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE HARIPAD HAZARIKA

R/O-VILL.-BADATI  
JAMUGURI  
P.O-JAPJUP

DISTRICT- LAKHIMPUR  
ASSAM.

14: GIRIDHAR HAZARIKA

(RTD. ASSTT. TEACHER OF BALIJAN GIRLS HIGH SCHOOL  
BISWANATH)  
S/O-KHAGESWAR HAZARIKA

R/O-VILL.-KOTAICHUK

P.O-BRAHMAJAN

DISTRICT-BISWANATH  
ASSAM.

15: DEBA MAHANTA  
(RTD. ASSTT. TEACHER OF GAMIRIGHAT HIGH SCHOOL  
LAKHIMPUR)  
S/O-RUDRA MAHANTA

R/O-VILL.-APHARAKHAT

P.O-GHAHIGAON

DISTRICT- LAKHIMPUR  
ASSAM.

16: SOBHAN SARMAH  
(RTD. ASSTT. TEACHER OF GAMIRIGHAT HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE BENUKANTA SARMAH

R/O-VILL.-MIRIPATHAR

P.O-GAMIRI

DISTRICT- LAKHIMPUR  
ASSAM.

17: BHIM LAL SAPKOTA  
(RTD. ASSTT. TEACHER OF DIPORA HIGH SCHOOL  
BISWANATH)  
S/O-LATE NARAYAN SAPKOTA

R/O-VILL.-DIPORA

P.O-DIPORA

DISTRICT-BISWANATH  
ASSAM.

18: NANDI SAIKIA

(RTD. ASSTT. TEACHER OF GAMIRIGHAT HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE KHAGESWAR SAIKIA

R/O-VILL.-MORANBARI

P.O-DIPARA PUKHURI

DISTRICT- LAKHIMPUR  
ASSAM.

19: MADRIKA SARMAH  
(RTD. ASSTT. TEACHER OF PUB BUROI HIGH SCHOOL  
SONITPUR)  
S/O-LAKSMIDAS BAJGAIN

R/O-VILL.-RANGCHALI  
SONARI

P.O-JANATA

DISTRICT-SONITPUR  
ASSAM.

20: RINA BORAH

(RTD. ASSTT. TEACHER OF BANDERDEWA HIGH SCHOOL  
LAKHIMPUR)  
W/O-GOLAP HAZARIKA

R/O-VILL.-PATHALIPATHER

P.O-PATHALIPA HAR

DISTRICT-LAKHIMPUR  
ASSAM.

21: DALIMI BORUAH  
(RTD. ASSTT. TEACHER OF THAKURDOLONI KAMALPUR HIGH SCHOOL  
LAKHIMPUR)  
W/O-PADMESWAR SAIKIA

R/O-VILL.-BORPATHAR NO.2

P.O-KAMALPUR

DISTRICT-LAKHIMPUR  
ASSAM.

22: BULUMONI SAIKIA

(RTD. ASSTT. TEACHER OF SANTI JYOTI HIGH SCHOOL  
LAKHIMPUR)  
W/O-JATINDRA NATH BHUYAN

R/O-VILL.-JOYPUR

P.O-BHOGPURPUR

DISTRICT-LAKHIMPUR  
ASSAM.

23: HARIPRASAD HAZARIKA

(RTD. ASSTT. TEACHER OF SANTI JYOTI HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE BOPARAM HAZARIKA

R/O-VILL.-BHAKATGAON

P.O-BORBALI

DISTRICT-LAKHIMPUR  
ASSAM.

24: DEBA KR. DEURI

(RTD. JR. ASSTT. OF SANTI JYOTI HIGH SCHOOL  
LAKHIMPUR)  
S/O-LATE BALAM CH. DEURI

R/O-VILL.-JOIPUR PICALA

P.O-BHOGPUR

DISTRICT-LAKHIMPUR  
ASSAM.

25: BHABEN CH. SAIKIA

(RTD. ASSTT. TEACHER OF SANTI JYOTI HIGH SCHOOL  
LAKHIMPUR)

S/O-LATE HITESWAR SAIKIA

R/O-VILL.-JOIPUR PICALA

P.O-BHOGPUR

DISTRICT-LAKHIMPUR  
ASSAM.

26: UPEN CHANDRA SAIKIA

(RTD. ASSTT. TEACHER OF PUB- DIKRONG HIGH SCHOOL  
LAKHIMPUR)

S/O-LATE SOMESWAR SAIKIA

R/O-VILL.-MORNOI THANGAL

P.O-MORNOI KHARA

DISTRICT-LAKHIMPUR  
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS  
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,  
EDUCATION DEPARTMENT (SECONDARY) SACHIVALAYA,  
DISPUR, GUWAHATI-781006, ASSAM

2:THE DIRECTOR OF SECONDARY EDUCATION

ASSAM  
KAHILIPARA  
GUWAHATI-781019.

3:THE DIRECTOR OF PENSION

ASSAM  
HOUSEFED COMPLEX  
GUWAHATI-781006.

4:THE DEPUTY SECRETARY TO THE GOVT. OF ASSAM  
FINANCE DEPARTMENT  
DISPUR  
GUWAHATI-781006

For petitioner/appellant(s) :

For respondent(s) : Mr. N. J. Khataniar, SC, Secondary  
Education Deptt., Assam  
Mr. A. Chaliha, Advocate

– BEFORE –  
**HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR**  
**HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY**

**29.07.2025**

*(Ashutosh Kumar, CJ)*

Nobody appears on behalf of the petitioners.

Learned counsel for the respondents, however, are present.

Re-notify on 18.09.2025.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**