

GAHC010119872023



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

Advocate for the Petitioner : MR S BORTHAKUR

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

Date : 21-06-2024
(Suman Shyam, J)

Mr. S. Borthakur, learned counsel appearing for the writ petitioner submits that Section 8(2) and 8(5) of the Assam Education (Provincialisation of Services of Teachers and Re-organisation of Educational Institutions) Act, 2017 have been challenged in this writ petition, yet the ground of challenge is basically pertaining to the introduction of the New Pension Scheme (NPS) and therefore, the issues involved in this writ petition is different from those in the bunch of the other writ petitions. On such ground, Mr. Borthakur prays for segregating this matter from the bunch of writ petitions with a request to list the matter separately.

Since the prayer is not opposed, the same stands allowed.

Office to segregate this writ petition from the bunch and list the same separately as per roster.

JUDGE

JUDGE

GS

Comparing Assistant