

GAHC010120472025



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

**Case No. : WP(C)/3162/2025**

GITANJALI NATH  
W/O- NAYAN MONI SAIKIA, M.A., B.ED, ASSISTANT TEACHER, NORTH  
JAMUGURI HIGHER SECONDARY SCHOOL, BORPOTHAR, SONITPUR, R/O-  
VILL.- BORIGAON, P.O. KARCHAN TOLA, DIST. SONITPUR, ASSAM, PIN-  
784189.

VERSUS

THE STATE OF ASSAM AND 2 ORS.  
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,  
DEPARTMENT OF SCHOOL EDUCATION (SECONDARY EDUCATION  
DEPARTMENT), ASSAM, CIVIL SECRETARIAT, BLOCK-C, DISPUR,  
GUWAHATI, ASSAM, PIN- 781006.

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

3:THE INSPECTOR OF SCHOOLS  
SONITPUR DISTRICT CIRCLE  
DIST. SONITPUR  
ASSAM  
PIN- 783301

**Advocate for the Petitioner : MR. S SUTRADHAR, MR. B PURKAYASTHA**

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

**BEFORE  
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**

**ORDER**

**09.06.2025**

Heard Shri B. Purkayastha, learned counsel for the petitioner, whose grievance relates to his disqualification from the consideration for promotion to the post of Head Master.

He has submitted that the grounds assigned namely, non-obtaining of NOC for obtaining the B. Ed Degree has already been the subject matter of litigation earlier which has been set aside by this Court.

Be that as it may, let notice be issued, returnable by 4 (four) weeks.

Shri B. Kaushik, learned Standing Counsel accepts notice on behalf of all the respondents.

Extra copies of the writ petition be served upon Shri Kaushik, learned counsel for the respondents within 2 (two) working days from today.

Shri Purkayastha, learned counsel for the petitioner prays for an interim order and has submitted that in similar matters, interim order has been passed.

On the other hand, Shri Kaushik, the learned Standing Counsel has submitted that apart from the issue which has been raised now, there are other criteria also on which there is no averment in the writ petition. He therefore submits that interim order is not called for.

After hearing the parties and by balancing the equities, it is provided that one post of Head Master be kept vacant till the returnable date.

However, if it is found that there are other criteria which the petitioner has not qualified other than the NOC for B. Ed, the interim order shall not be operative.

**JUDGE**

**Comparing Assistant**