

GAHC010123442025



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

Case No. : WP(C)/3159/2025

KAUSTAV CHAKRABORTY AND 5 ORS
S/O KANDARPA KUMAR CHAKRABORTY, HEAD TEACHER-IN-CHARGE,
NO. 1432 SROMIK UNNAYAN LP SCHOOL, UNDER UDHARBOND
EDUCATIONAL BLOCK IN THE DISTRICT OF CACHAR, R/O DAS COLONY,
UDAYAN COMPLEX, LANE NO. 1, WARD NO. 18, P.O. RANGIRKHARI,
SILCHAR, DIST. CACHAR, ASSAM, PIN-788005

2: SHRI IQBAL AHMED LASKAR
S/O LT. ROFIQUE AHMED LASKAR
ASSISTANT TEACHER CUM-H.T. IN-CHARGE
KALAKHAL NEW LPS
R/O SENTCHERINE
(AMRAGHT)
P.O. DARMIKHAL
DIST. CACHAR
ASSAM
PIN-788116

3: SHRI MONOJ BHATTACHARJEE
S/O MANABENDRA BHATTACHARJEE
ASSISTANT TEACHER CUM H.T. INCHARGE
SATKORAGOOOL LPS
R/O THANA ROAD
WARD NO. 4
P.O. SRIBHMI
ASSAM

PIN-788710.

4: SRI MIRAJUL RASHID
S/O HARUNAR RASHID
ASSISTANT TEACHER
PUB NOWAAZARCHAR LPS
R/O PATANI

HAJO
P.O. HAJO

DIST. KAMRUP
ASSAM
PIN-781102

5: SHRI ASHUTOSH DAS
S/O BANESWAR DAS

ASSISTANT TEACHER
717 J.C. SHIKSHA NIKETAN LPS
R/O FAKUAGRAM
P.O. FAKUAGRAM
DIST. SRIBHUMI
ASSAM
PIN-788723.

6: SRI CHANDRA NEOG
S/O NABA KANTA NEOG

ASSISTANT TEACHER
NO. 2 CHAMAGURI LPS
R/O NAREM POTHAR P.O.BORHAT
DIST. CHARAIDEO
ASSAM
PIN-785693.

ALL THE PETITIONER HAVE COMMON ADDRESS OF CORRESPONDENCE
C/O SRI KAUSTAV CHAKRABORTY DAS COLONY
UDAYAN COMPLEX
LANE NO. 1
WARD NO. 18
P.O. RANGIRKHARI
SILCHAR
DIST. CACHAR
ASSAM
PIN-78800

VERSUS

THE UNION OF INDIA AND 8 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA,
DEPARTMENT OF SCHOOL EDUCATION AND LITERACY, MINISTRY OF
HUMAN RESOURCE DEVELOPMENT, SASHTRI BHAWAN, NEW DELHI, PIN-
110001.

2:THE JOINT SECRETARY
DEPARTMENT OF SCHOOL EDUCATION AND LITERACY OF HUMAN

RESOURCE DEVELOPMENT
SASHTRI BHAWAN
NEW DELHI
PIN-110001

3:THE PROJECT APPROVAL BOARD
DEPARTMENT OF SCHOOL EDUCATION AND LITERACY
MINISTRY OF HUMAN RESOURCE DEVELOPMENT
GOVERNMENT OF INDIA
SASHTRI BHAWAN

NEW DELHI
PIN-110001.

4:STATE OF ASSAM
REPRESENTED BY THE SECRETARY
TO THE GOVT. OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION
(ELEMENTARY EDUCATION)
DISPUR
GUWAHATI
ASSAM
PIN-781006

5:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF FINANCE
ASSAM CIVIL SECRETARIAT
DISPUR
GUWAHATI
ASSAM
PIN-781006.

6:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI
ASSAM
PIN-781019

7:THE MISSION DIRECTOR
AXOM SAMAGRA SIKSHA MISSION KAHILIPARA
GUWAHATI
ASSAM
PIN- 781019

8:THE EXECUTIVE DIRECTOR
AXOM SAMAGRA SIKSHA MISSION
KAHILIPARA

GUWAHATI
ASSAM
PIN-781019.

9:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
TO BE REPRESENTED BY ITS CHAIRPERSON
G-7
SECTOR-10
DWARKA
NEAR METRO STATION
NEW DELHI-11007

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

Advocate for the Respondent : DY.S.G.I., MS. K PHUKAN (C.G.C.),SC, SSA,SC, ELEM. EDU,SC,
FINANCE,SC, N C T E

BEFORE

HON'BLE THE CHIEF JUSTICE (ACTING) MR. LANUSUNGKUM JAMIR

HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

16.06.2025

(L.S. Jamir, C.J(Acting))

Heard Mr. B. Pukayastha, learned counsel for the petitioners.

Issue notice.

Ms. K. Phukan, learned CGC appears for the respondent Nos. 1, 2 and 3; Mr. N. J. Khataniar, learned standing counsel, School Education Department appears for the respondent Nos.4 and 6; Mr. A. Chaliha, learned standing counsel, Finance Department appears for respondent No.5; Mr. S.Bora, learned standing counsel, SSA appears for the respondent Nos. 7 and 8 and Mr. I. Alam,

learned standing counsel, NCTE, appears for the respondent No.9.

Notice on respondents are complete.

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

Respondents are allowed to file affidavit.

List after 4(four) weeks along with WP(C)/ 5207/2024.

JUDGE

CHIEF JUSTICE (ACTING)

Comparing Assistant