

GAHC010129832022



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

Case No. : WP(C)/4456/2022

RAJU MAHANTA
S/O GOAPL CH MAHANTA, R/O VILL DAKSHIN KULABALI, BOGINADI,
DIST-LAKHIMPUR, PIN-787032, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY ITS COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT,
DISPUR-06

2:THE DIRECTOR OF EDUCATION (SECONDARY) DEPARTMENT
KAHILIPARA
GUWAHATI-19

3:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
REPRESENTED BY THE CHAIRPERSON
HANS BHAWAN
WING-II
1 BAHADUR SHAH JAFAR MARG
NEW DELHI-110002

4:THE NATIONAL COUNCIL FOR TEACHER EDUCATION
EASTERN REGIONAL COMMITTEE
REPRESENTED BY THE CHAIRPERSON
BHUBANESWAR REGIONAL DIRECTOR
15 NEEL KANTH NAGAR
NAYAPALI
BHUBANESWAR-750102

5:THE INSPECTOR OF SCHOOLS
LAKHIMPUR

DIST-LAKHIMPUR
ASSA

Advocate for the Petitioner : MR B P BORAH

Advocate for the Respondent : SC, SEC. EDU.

Linked Case : WP(C)/4460/2022

NILOMANI BORAH AND 17 ORS
S/O - LT. TILOCK CH. BORAH
VILL -NONI PANI GAON
P.O - NONI
P.S - NAGAON
DIST - NAGAON (ASSAM)
PIN - 782101

2: HEDAYAT ULLAH
S/O - AYUB ALI
VILL -BHEHBARI
P.O - GURMOW
P.S - RANGIA
DIST - KAMRUP (ASSAM)
PIN - 781366

3: MOZNUR RAHMAN
S/O NUR HUSSAIN MUNSHI
VILL -ISLAMPUR
P.O -JOGI GHOPA
P.S -JOGI GHOPA
DIST -BONAGAIGAON
PIN -783382

4: ISMAIL HUSSAIN AZAD
S/O - ABDUL RASHID
VILL - CHALANTAPARA PT-LL
P.O -CHALANTAPARA
P.S -JOGIGHOPA
DIST -BONGAIGAON
PIN -783388

5: KHABIRUDDIN AHMED
S/O -LT. ALIMUDDIN
VILL NO.-1 KAPLABARI
P.O KAPLABARI
P.S MUKALMUA
DIST NALBARI (ASSAM)
PIN 781138

6: HEMANTA SAIKIA
S/O -DHANIRAM SAIKIA

VILL - MADHABPUR
P.O -MADHABPUR
P.S -NARAYANPUR
DIST - LAKHIMPUR(ASSAM)
PIN - 784164

7: JAYANTA BORAH
S/O - LT. MOHESWAR BORAH
VILL - NO.2 KUWADANGA
P.O - KUWADANGA
P.S - NORTH LAKHIMPUR
DIST - LAKHIMPUR
PIN - 787031

8: MONOMATI BARAH
S/O -LT. BISHNURAM BARAH
VILL - NO. 2 KUWADANGA
P.O - KUWADANGA
P.S - NORTH LAKHIMPUR
DIST - LAKHIMPUR
PIN - 787023

9: LALON PATHORI
S/O - LT. BONSHIDHAR PATHORI
VILL - BONGALMORA NO.1
P.O - ISLAMGAON
P.S - BIHPURIA
DIST - LAKHIMPUR
PIN - 787054

10: BISWANATH DUTTA
S/O - LT. JIBAN CH. DUTTA
VILL - EAST LUMDING SAMAJBARI ROAD
P.O - LUMDING
P.S - LUMDING
DIST - HOJAI
PIN - 782447

11: JAHARUL ISLAM
S/O - ABDUL SATTAR
VILL - ERASUTI PATHER
P.O - THELAMARA
P.S - THELAMARA
DIST - SONITPUR
PIN - 784149

12: SORMAN ALI AHMED
S/O - MONTAZ ALI AHMED

VILL - BORKALIA PT. LL
P.O - BAUSHKATA
P.S - FAKIRGONJ
DIST - DHUBRI
PIN - 783127

13: BIPUL BORUAH
S/O - JUGEN BORUAH
VILL - KALITA GAON
P.O - BORDOLONI
P.S - DHEMAJI
DIST - GOGAMUKH
PIN - 787026

14: PARESH DUTTA
S/O - LT. BUDHESWAR DUTTA
VILL - UJANI JALBHARI
P.O - JALBHARI
P.S - DHAKUAKHANA
DIST - LAKHIMPUR
PIN - 787055

15: JAYDUL HOQUE
S/O - ABUBAKKAR SIDDIOUE
VILL - DHAKNABARI
P.O - KAYETHPARA
P.S - ABHAYAPURI
DIST - BONGAIGAON
PIN - 783389

16: RUNUMANI NATH
S/O - LT. BHUGESWAR NATH
VILL - HABI BARANGABARI
P.O - HABI BARANGABARI
P.S - MIKIRBHETA
DIST - MORIGAON (ASSAM)
PIN - 782106

17: MRIGENDRA NATH SARMA
S/O - NARENDRA NATH SARMA
VILL - BUDURKUCHI
P.O - BUDURKUCHI
P.S - NALBARI
DIST - NALBARI (ASSAM)
PIN - 781348

18: KUSHAL JYOTI CHAKRABORTY
S/O - LT. KETAKI RANJAN CHAKRABORTY

VILL - RAMKRISHNA SARANI
P.O - RANGIRKHARI
P.S - SILCHAR
DIST - CACHAR
VERSUS

THE STATE OF ASSAM AND 10 ORS
REPRESENTED BY ITS COMMISSIONER AND SECRETARY TO THE
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EDUCATION (SECONDARY) DEPARTMENT
DISPUR-06

2:THE DIRECTOR OF EDUCATION
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EASTERN REGIONAL COMMITTEE
REPRESENTED BY THE CHAIRPERSON
BHUBANESHWAR REGIONAL DIRECTOR
15 NEEL KANTH NAGAR
NAYAPALI BHUBANESWAR-750102

5:THE INSPECTOR OF SCHOOLS
MORIGAON
DISTRICT- MORIGAON
ASSAM

6:THE INSPECTOR OF SCHOOLS
BARPETA
DIST BARPETA
ASSAM

7:THE INSPECTOR OF SCHOOLS
LAKHIMPUR
DISTRICT- LAKHIMPUR
ASSAM

8:THE INSPECTOR OF SCHOOLS
KAMRUP
DIST-KAMRUP
ASSAM

9:THE INSPECTOR OF SCHOOLS
DARRANG
DIST-KAMRUP

ASSAM
10:THE INSPECTOR OF SCHOOLS
DHEMAJI
DIST-KAMRUP
ASSAM
11:THE INSPECTOR OF SCHOOLS
UDALGURI
DIST-KAMRUP
ASSAM

Advocate for : MR B P BORAH
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 10 ORS

Linked Case : WP(C)/4400/2022

NIKUNJA SAHARIA AND 13 ORS
S/O-KULEN SAHARIA
VILL-BAJRAJHAR(BHELAPARA)P.O-ROWTA CHARIALI
DIST-UDALGURI
BTC
ASSAM
PIN-784508

2: AMRIT BHARALI
S/O- LATE KHAGEN BHARALI
VILL-PALAHGURI
P.O-KILLING VALLEY
DIST-MORIGAON
PIN-782413

3: NARAYAN KUMAR NATH
S/O- LATE JOYRAM NATH.
VILL-MAHTALI
P.O-ANDHERIGHAT
DIST-DARRANG
PIN-784148

4: SHAJAHAN BHUYAN
S/O-SATTAR ALI BHUYAN
VILL-PADMAPARA
P.O-CHENGA
DIST-BARPETA
PIN-781305

5: PRABIN CHANDRA SARMAH

S/O- LATE SABHARAM SARMA
VILL-DAHI GANAKPARA

P.O-DIGHIRPAR
DIST-DARRANG
PIN-784144

6: APARNA BARUAH
W/O- DIGANTA SAIKIA
VILL-SANTIPUR

P.O-PHULBARI BOKANADI

DIST-LAKHIMPUR

7: NOOR UDDIN
S/O-HAZI OMAR ALI SHEIKH

VILL-ALAMGANJ
P.O-ALAMGANJ

DIST-DHUBRI
PIN-783339

8: MRS QUEEN MONI LAHAN
D/O- LATE RUPESWAR LAHAN.
VILL-PUTAPUKHURI GOHAIN GAON
P.O-LILABARI
DIST-LAKHIMPUR
PIN-787051

9: KALYANI DAS
C/O- CHANDAN KUMAR DAS
IIT GUWAHATI
NORTH GUWAHATI-781039
DIST- KAMRUP

10: RAJU BHUYAN
VILL-KADAMIAL
P.O-NORAGAON

DIST-LAKHIMPUR

11: KHAGEN SAHARIAH
S/O-JINA RAM SAHARIAH

VILL-BOR ATHIABARI

P.O-BOR DOULGURI

P.S-SIPAJHAR
DIST-DARRANG
PIN-784145

12: ROWSHANARA KHANAM
W/O-SHJAHAN BHUYAN
VILLPADMAPARA

P.O-JATRADIA
DIST-BARPETA
PIN-781305

13: SHERENA BEGUM
D/O-LATE OSMAN GONI AHMED
VILL-KUKARPAR
P.O-KHONGRA
DIST-BARPETA
PIN-781305

14: SHIV CHETRY
S/O-SHER CHETRY
PEOLI PHUKAN ROAD NAGAON
P.O-ITACHALI
DIST- NAGAON
PIN-782003
VERSUS

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REPRESENTED BY ITS COMMISSIONER AND SECRETARY TO THE
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LAKHIMPUR
DISTRICT- LAKHIMPUR
ASSAM
8:THE INSPECTOR OF SCHOOLS
DARRANG
DIST-DARRANG
ASSAM
9:THE INSPECTOR OF SCHOOLS
BARPETA
DIST-BARPETA
ASSAM
10:THE INSPECTOR OF SCHOOLS
DHUBRI
DIST-DHEMAJI
ASSAM
11:THE INSPECTOR OF SCHOOLS
KAMRUP (R)
DIST- KAMRUP
ASSAM

Advocate for : MR B P BORAH

Advocate for : SC, SEC. EDU. appearing for THE STATE OF ASSAM AND 10 ORS

**BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

ORDER

6th August, 2022

Heard Mr. P.K. Goswami, learned senior counsel, assisted by Mr. B.P. Borah, learned counsel for the petitioners.

Issue **notice**.

Mr. R. Mazumdar, learned standing counsel appears for the Secondary Education Department and Mr. I. Alam, learned standing counsel appears for the NCTE.

Notices on all the respondents are complete. Requisite extra copies of this writ petition be furnished to the learned counsel for the respondents during the course of the day.

Respondents are allowed to file counter affidavit.

List the matters on **01-09-2022**.

JUDGE

Comparing Assistant