

GAHC010131752023



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

**Case No. : WP(C)/3574/2023**

MD. ASIFUDDIN AHMED AND ANR  
S/O- LATE ALAUDDIN AHMED, R/O- VILL.- TATIKATA PATHAR, P.O. AND  
P.S. MOIRABARI, DIST. MORIGAON, PIN- 782106, ASSAM

2: MD. SHURUJ ALI  
S/O- LATE TAYAB ALI  
R/O- VILL.- GORIABARI GAON  
P.O. LOCHANABARI  
P.S AND DIST. MORIGAON  
PIN- 782126  
ASSA

VERSUS

THE STATE OF ASSAM AND 7 ORS.  
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF  
ASSAM, SCHOOL EDUCATION DEPARTMENT, DISPUR, GUWAHATI-781006.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
SCHOOL EDUCATION DEPARTMENT  
DISPUR  
GUWAHATI-781006.

3:THE DIRECTOR OF ELEMENTARY EDUCATION  
ASSAM  
KAHILIPARA  
GUWAHATI-781019.

4:THE DISTRICT ELEMENTARY EDUCATION OFFICER (DEEO)  
  
MORIGAON DISTRICT  
PIN- 782122.

5:THE DEPUTY INSPECTOR OF SCHOOLS

MORIGAON  
PIN- 782122.

6:THE DISTRICT SCRUTINY COMMITTEE  
REPRESENTED BY ITS CHAIRMAN CUM DEPUTY COMMISSIONER  
MORIGAON DISTRICT  
PIN- 782120.

7:BLOCK ELEMENTARY EDUCATION OFFICER  
LAHARIGHAT  
MORIGAON  
PIN- 782120.

8:THE MISSION DIRECTOR

SARBA SIKSHA ABHIJAN  
ASSAM  
KAHILIPARA  
GUWAHATI-19

**Advocate for the Petitioner** : MR. A DEKA, MR. S BORTHAKUR

**Advocate for the Respondent** : GA, ASSAM, SC, ELEM. EDU,SC, SSA

**BEFORE  
HON'BLE MR. JUSTICE ROBIN PHUKAN**

**ORDER**

**26.09.2024**

Heard Mr. A. Deka, learned counsel for the petitioners. Also heard Mr. Mr. G. Pegu, learned standing counsel, Education (Elementary) Department, appearing for respondent Nos.1—5 & 7 and Ms. A. Barthakur, learned counsel appearing on behalf of Mr. P. Nayak, learned standing counsel, SSA, for the respondent No.8.

Mr. Pegu, learned standing counsel for the Elementary Education Department submits that he has received written instruction and he may be granted some time to file affidavit-in-opposition.

Prayer is accordingly allowed.

Registry shall list the matter on 06.11.2024.

**Sd/- Robin Phukan**  
**JUDGE**

**Comparing Assistant**