

GAHC010138582018



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

Case No. : WP(C)/4325/2018

SANJAY GOSWAMI AND 10 ORS.
S/O SUSHANTA GOSWAMI, ASSISTANT TEACHER OF KOCHUGAON GIRLS
HIGH SCHOOL, RESIDENT OF VILLAGE AND P.O. KOCHUGAON, IN THE
DISTRICT OF KOKRAJHAR, ASSAM, PIN- 783350.

2: ANANTA KR. BRAHMA
S/O. KARNA CHANDRA BRAHMA
ASSTT. TEACHER OF ALONI HIGH SCHOOL
LAUDONGA
R/O. VILL.- NAKARGAON
P.O. PUTHIMARY
IN THE DISTRICT OF KOKRAJHAR
ASSAM
PIN- 783347.

3: SUNIRAM BASUMATARY
S/O. LATE KABIRAM BASUMATARY
ASSTT. TEACHER OF JALAISHRI HIGH SCHOOL
R/O. VILL.- POKALAGI
P.O. SORAIBIL
IN THE DIST. OF KOKRAJHAR
ASSAM
PIN- 783350.

4: BINOY KR. NATH
S/O. NISHI KANTA NATH
ASSTT. TEACHER OF DULIGAON HIGH SCHOOL
R/O. VILL.- HELAGARI
P.O. HELAGARI
P.S. SAPATGRAM
IN THE DIST. OF DHUBRI
ASSAM
PIN- 783345

5: PRAKASH NARZARY
S/O. LT. MANINDRA NARZARY
BALAGAON HIGH SCHOOL
BALAGAON
R/O. VILL.- TIAZURY
P.O. JHAMBUGURY
IN THE DIST. OF KOKRAJHAR
BTAD
ASSAM
PIN- 783360.

6: MAHESH CHANDRA NARZARY
S/O. LT. NARENDRA NATH NARZARY
ASSTT. TEACHER OF SRIRAMPUR HIGH SCHOOL
SRIRAMPUR
R/O. DAWAGURI NO. 1
P.O. GOLADONGI
IN THE DIST. OF KOKRAJHAR
BTAD
ASSAM
PIN- 783360.

7: MIRABAI NARZARY
D/O. KANAILAL NARZARY
ASSTT. TEACHER OF HABRUBIL HIGH SCHOOL
R/O. VILL.- BHAOLAGURI
P.O. GOSSAIGAON
IN THE DIST. OF KOKRAJHAR
ASSAM
PIN- 783360.

8: MD. SHAHAJ UDDIN SHEIKH
S/O. LT. ABDUL GONI
ASSTT. TEACHER OF ALURBHUI HIGH SCHOOL
KOKRAJHAR
R/O. VILL.- PUTHIMARI
P.O. SIMLABARI (CHAPAR) IN THE DIST. OF DHUBRI (ASSAM)
PIN- 783371

9: SAMRAT DEY
S/O. LT. KALISANKAR DEY
ASSTT. TEACHER OF NETAJI HIGH ENGLISH VIDYAPITH
GOSSAIGAON NO. 2
R/O. VILL.- GOSSAIGAON
WARD NO. 3
P.O. GOSSAIGAON
IN THE DIST. OF KOKRAJHAR
ASSAM

PIN- 783360.

10: DILIP ADHIKARY
S/O. SRI JURAN ADHIKARI
ASSTT. TEACHER OF RESIDENT OF NETAJI HIGH ENGLISH VIDYAPITH
R/O. VILL. AND P.O.- UJANPETLA PART-II
IN THE DIST. OF DHUBRI
PIN- 783332.

11: BINOY CHAKRABORTY
S/O. LT. KESHABLAL CHAKRABORTY
ASSTT. TEACHER OF KOCHUGAON GIRLS HIGH SCHOOL
R/O. VILL. AND P.O. KOCHUGAON
IN THE DIST. OF KOKRAJHAR
ASSAM
PIN- 783350

VERSUS

THE STATE OF ASSAM AND 3 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
SECONDARY EDUCATION DEPTT., DISPUR, GUWAHATI- 781006.

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

3:THE SECRETARY
EDUCATION DEPTT.
B.T.A.D.
KOKRAJHAR
ASSAM
PIN- 783370.

4:THE DIRECTOR
EDUCATION
B.T.C.
KOKRAJHAR
ASSAM
PIN- 78337

Advocate for the Petitioner : MR. R C SAIKIA, MS. K SAIKIA, MRS R DEKA, MS. J
TAMULI, MS. P BORA

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

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 19.01.2026

The petitioners in the present case claim for one advance increment for having acquired B.Ed degree. They also rely upon a decision of this Court dated 16.02.2016 passed in WP(C)/6241/2015 (Annexure-4) on the same subject. The Co-ordinate Bench of this Court had set aside the impugned Notification dated 22.10.2014 by which such advance increment was denied in view of the amendment of the Rules prescribing B.Ed Degree to be compulsory for Graduate Teachers. The judgment and order of this Court dated 16.02.2016 was put to challenge in Writ Appeal No. 336/ 2017 and the same was disposed of as infructuous vide order dated 12.05.2022.

Mr. R. C. Saikia, learned Senior Counsel for the petitioner seeks time to go through the judgment of Division Bench while Ms. B. Bhuyan, learned Senior Counsel, BTC also prays for some time for reconstructing her brief.

In view of above, list the matter on 27.01.2026.

Mr. P. P. Dutta, learned counsel appears for the respondent Nos. 1 and 2.

JUDGE

Comparing Assistant