

GAHC010147812024



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

Case No. : WP(C)/3700/2024

DILIP PAUL
S/O- LATE CHANDRA MOHAN PAUL, R/O- WARD NO. 5, LANKA TOWN, P.O.
LANKA, DIST. HOJAI, ASSAM-782446.

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, ELEMENTARY EDUCATION, DISPUR, ASSAM

2:THE DIRECTOR OF ELEMENTARY EDUCATION

KAHILIPARA
GUWAHATI
ASSAM
PIN- 781019.

3:THE MISSION DIRECTOR

SAMAGRA SHIKSHA
ASSAM
KAHILIPARA
GUWAHATI
ASSAM-781019.

4:THE EXECUTIVE DIRECTOR

SAMAGRA SHIKSHA
ASSAM
KAHILIPARA
GUWAHATI
ASSAM-781019.

5:THE DISTRICT ELEMENTARY EDUCATION OFFICER
HOJAI
ASSAM

6:THE DISTRICT LEVEL COMMITTEE
HOJAI
REPRESENTED BY THE ADDITIONAL DISTRICT COMMISSIONER
HOJAI
SHANKARDEV NAGAR
DIST. HOJAI
ASSAM
PIN- 782442.

7:THE DISTRICT COMMISSIONER
HOJAI
DIST. HOJAI
ASSAM-782442

Advocate for the Petitioner : MR. I CHOWDHURY SR ADV

Advocate for the Respondent : GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR

ORDER

Date : 26.07.2024

Heard Mr. I. Choudhury, learned Senior counsel assisted by Mr. A. K. Baruah, learned counsel for the petitioner.

By this writ petition, the petitioner is challenging the order dated 19.07.2024 issued by the District Commissioner, Hojai, by which the petitioner has been transferred from Bankim Ch. Adarsha Pathsala of Lanka Block to Abdul Kalam Azad Maqtab School of Lanka Block.

The case of the petitioner is that his transfer is made in violation of the Office Memorandum dated 05.05.2023 particularly, Clause XIX and XXII issued

by the Secretary to the Govt. of Assam, Department of School Education on rationalization of teachers. The case of the petitioner is that there are 4(four) teachers who are junior to the petitioner and that the petitioner has been transferred from a Bengali Medium School to an Assamese Medium School.

Mr. A. Phukan, learned standing counsel, Elementary Education Department submits that as similar matters are listed on 05.08.2024, this case may also be listed on the same date.

Accordingly, list the matter on 05.08.2024.

Till the next returnable date, the parties are directed to maintain *status-quo* as on today.

JUDGE

Comparing Assistant