

GAHC010151352022



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

**Case No. : WP(C)/4971/2022**

BHUPENDRA NATH  
S/O LT. MOTILAL NATH, R/O BAPUJINAGAR, P.O. AND P.S GOALPARA,  
DIST. GOALPARA, PIN-783129 ASSAM

VERSUS

THE STATE OF ASSAM AND 7 ORS.  
REP. BY COMMISSIONER AND SECRETARY, SECONDARY EDUCATION  
DEPTT. GOVT. OF ASSAM, JANATA BHAVAN DISPUR GUWAHATI-781006

2:THE COMMISSIONER AND SECRETARY  
SECONDARY EDUCATION DEPTT. GOVT. OF ASSAM  
JANATA BHAVAN DISPUR GUWAHATI-781006

3:THE ACCOUNTANT GENERAL (A AND E)  
ASSAM  
MAIDAMGAON  
BELTOLA GUWAHATI-781029

4:THE DIRECTOR OF SECONDARY EDUCATION  
ASSAM  
KAHILIPARA  
GUWAHATI-781019

5:THE DIRECTOR OF PENSION ASSAM  
BANPHOOL NAGAR  
DISPUR GUWAHATI-781006

6:INSPECTOR OF SCHOOLS  
GOALPARA DISTRICT CIRLCE  
GOALPARA  
ASSAM

PIN-783121

7:TREASURY OFFICER  
GOALPARA TREASURY  
GOALPARA  
ASSAM  
PIN-783121

8:HEADMASTER  
BALADMARI HIGH SCHOOL  
GOALPARA  
ASSAM  
PIN-78312

**Advocate for the Petitioner** : MR H K NATH

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

**ORDER**

**13.05.2024**

Heard Mr. D. Das, learned Senior Counsel assisted by Mr. S. Khound, learned counsel for the petitioner. Also heard Mr. P. Saikia, learned Government Advocate, Assam, for the Pension Department, Mr. C. Boruah, learned Standing Counsel, Accountant General, Assam, Mr. N.J. Khataniar, learned Standing Counsel, Secondary Education Department and Mr. B. Gogoi, learned Standing Counsel, Finance Department.

Mr. D. Das, learned Senior Counsel has placed before this Court a copy of the order dated 09.11.2023 issued by the Inspector of Schools, GDC, Goalpara,

whereby the petitioner was reinstated in service and his period of suspension would be regularized on the outcome of GR Case No.1047/2004 which was pending before the competent Court. The writ petitioner superannuated on 28.02.2022.

Let the learned Standing Counsel, Secondary Education Department obtain his instructions in the matter in respect of the claims made by the writ petitioner.

Let these instructions be placed before the Court on the next date fixed.

List the matter after 3 (three) weeks.

**JUDGE**

**Comparing Assistant**