

GAHC010151652026



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

Case No. : I.A.(Civil)/2519/2026

STATE BANK OF INDIA OFFICERS ASSOCIATION NORTH EASTERN CIRCLE
REPRESENTED BY SETHI TRUST BUILDING, 2ND FLOOR, UNIT III, GS
ROAD, BHANGAGARH, GHY, ASSAM, 781005

2: THE PRINCIPAL
STATE BANK OF INDIA OFFICERS ASSOCIATION SBOA
PUBLIC SCHOOL
GARCHUK
GHY 781035
KAMRUP M
ASSA

VERSUS

MASTER TUSHAR RANJAN BARUAH
REPRESENTED BY HIS FATHER SRI PALASH RANJAN BARUAH, RO
KATAHBARI, PO AND PS GARCHUK, DIST KAMRUP M, ASSAM, PIN 781035

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY
SECONDARY EDUCATION DEPARTMENT
DISPUR
GHY 781006
KAMRUP M
ASSAM

3:THE STATE BANK OF INDIA
REPRESENTED BY THE GENERAL MANAGER
LOCAL HEAD OFFICE
DISPUR
GHY 781006
KAMRUP M
ASSAM

4:THE DISTRICT COMMISSIONER KAMRUP M CUM CHAIRMAN
DISTRICT LEVEL IMPLEMENTATION ND MONITORING COMMITTEE
OFFICE AT HENGRABARI
DISPUR
GHY 781006

5:THE ADDITIONAL DISTRICT COMMISSIONER EDUCATION
OFFICE OF THE DISTRICT COMMISSIONER
KAMRUP M
DEVELOPMENT BRANCH
KAMRUP M
AT GHY

6:THE REGIONAL OFFICER
CBSE
GUWAHATI
PANJABARI
GHY 781037

7:THE ASSAM STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS
REPRESENTED BY THE CHAIRMAN
OFFICE AT SURVEY
BELTOLA
GHY 781028

8:THE EXECUTIVE MAGISTRATE
OFFICE OF THE CO DISTRICT COMMISSIONER
JALUKBARI CO DISTRICT
KAMRUP M
GHY 781013

9:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GHY 781019
KAMRUP M
ASSAM

10:INSPECTOR OF SCHOOLS
KAMRUP M
ASSAM
KAHILIPARA
GHY 78101

Advocate for the Petitioner : MR. A K BHUYAN, MS. N CHOUDHURY

Advocate for the Respondent : GA, ASSAM, SC, SEC. EDU.,SC, CBSE,DR. A CHAMUAH

Linked Case : WP(C)/3123/2026

MASTER TUSHAR RANJAN BARUAH
REPRESENTED BY HIS FATHER SRI PALASH RANJAN BARUAH
RESIDENT OF KATAHBARI
P.O. AND P.S.-GARCHUK
IN THE DISTRICT KAMRUP METRO
ASSAM
PIN- 781035.

VERSUS

THE STATE OF ASSAM AND 10 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY
SECONDARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-781006
KAMRUP METRO
ASSAM

2:THE STATE BANK OF INDIA
REPRESENTED BY THE GENERAL MANAGER
LOCAL HEAD OFFICE
DISPUR
GUWAHATI-781006
KAMRUP METRO
ASSAM

3:STATE BANK OF INDIA OFFICERS ASSOCIATION
(NORTH-EASTERN CIRCLE)
REPRESENTED BY SETHI TRUST BUILDING
2ND FLOOR
UNIT- III
G.S. ROAD
BHANGAGARH
GUWAHATI
ASSAM- 781005.

4:THE PRINCIPAL

STATE BANK OF INDIA OFFICERS ASSOCIATION (SBOA) PUBLIC SCHOOL
GARCHUK
GUWAHATI-781035

KAMRUP METRO
ASSAM

5:THE DISTRICT COMMISSIONER
KAMRUP METRO CUM CHAIRMAN
DISTRICT LEVEL IMPLEMENTATION AND MONITORING COMMITTEE
HAVING ITS OFFICE IN HENGRABARI
DISPUR
GUWAHATI-781006.

6:THE ADDITIONAL DISTRICT COMMISSIONER (EDUCATION)
OFFICE OF THE DISTRICT COMMISSIONER
KAMRUP METRO
DEVELOPMENT BRANCH
KAMRUP METRO AT GUWAHATI.

7:THE REGIONAL OFFICER
CBSE
GUWAHATI
PANJABARI
GUWAHATI-781037

8:THE ASSAM STATE COMMISSION FOR PROTECTION OF CHILD RIGHTS
REPRESENTED BY THE CHAIRMAN
HAVING ITS OFFICE AT SURVEY
BELTOLA
GUWAHATI-781028.

9:THE EXECUTIVE MAGISTRATE
OFFICE OF THE CO-DISTRICT COMMISSIONER
JALUKBARI CO-DISTRICT
KAMRUP METRO
GUWAHATI
PIN-781013.

10:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019
KAMRUP METRO
ASSAM

11:INSPECTOR OF SCHOOLS

KAMRUP METRO
ASSAM

KAHILIPARA
GUWAHATI-781019.

Advocate for : DR. A CHAMUAH

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 10 ORS

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 27.08.2026

Heard Mr. A K Bhuyan, Learned Senior Counsel assisted by Mr. N Sarma, Learned Counsel for the Applicants. Also heard Dr. A Chamuah, Learned Counsel appearing for the Respondent No. 1/Writ Petitioner and Ms. K Phukan, Learned Government Advocate.

2. The Present Interlocutory Application has been instituted praying for modification/vacation of the directions passed by this Court, vide order dated 15.06.2026 in WP(C) No. 3123/2026.

3. This Court, vide the said order, had directed that the Petitioner, herein, be provisionally permitted to attend his classes and continue with his studies, until further orders of this Court.

4. The said situation had so developed on account of the fact that the fee, payable by the Petitioner to the applicant/School, was not paid, along with the charges towards the transportation facilities availed for the Petitioner.

5. Considering the fact that the matter involved, the educational

pursuit by a minor, this Court, had requested Mr. A K Bhuyan, Learned Senior Counsel to grant waiver of the School fee of the Petitioner for Class-V and Class-VI, inasmuch as such waiver has already been granted by the School authorities for Class-VII and Class-VIII. Mr. A K Bhuyan, Learned Senior Counsel appearing for the Applicants has accepted such request of the Court and this Court had also granted liberty to the School authorities to approach the Competent Authority of the Government, for being reimbursed with the fee of the Petitioner for Class-V and Class-VI also. Accordingly, the Petitioner would now be not required to pay any tuition fee and/or any other connected fee for pursuing his studies right from Class-V to Class-VIII.

6. The further claim of the School authorities is for payment of transportation fee for the year 2022-23 and 2025-26. The said amount works out to Rs. 63,215/- (Rupees Sixty-Three Thousand Two Hundred Fifteen Only). Considering, the financial constrains faced by the family of the Petitioner, the father of the Petitioner is granted liberty to approach the School authorities with an application within 7 (Seven) days from today, praying for a discount in the transportation charges, so charged. The School authorities, on receipt of such representation from the Petitioner, shall sympathetically consider the same and grant a discount to the maximum extent possible.

7. Dr. A Chamuah, Learned Counsel appearing for the

Respondent No. 1/Petitioner submits that the amount, now determined by the School authorities, would be paid by the Petitioner, within a reasonable time. As regards the fee to be paid by the Petitioner for persecuting his studies in Class-IX, Dr. A Chamuah, Learned Counsel appearing for the Respondent No. 1/Petitioner submits that the parents of the Petitioner are agreeable to pay the same. However, he prays that the same would be permissible to be paid in installments.

8. In view of the above developments taking place in the matter, this Court directs the parents of the Petitioner to ensure that the Petitioner resumes his classes at the earliest. The School authorities would extend to the Petitioner all due care and attention as being extended to the other students in the said School and he shall not, in any manner, be discriminated against.

9. The father of the Petitioner shall, within a period of 15 (fifteen) days from today, file an affidavit before this Court, as to the manner in which the transportation charges, as would be now determined by the School authorities and the fee of the Petitioner for Class-IX, would be paid. The said affidavit be filed, on or before, 11.09.2026.

10. Mr. A K Bhuyan, Learned Senior Counsel shall also advise the School authorities to arrive at a decision, with regard to the prayers made by the Petitioner before it in terms of the liberty granted,

hereinabove, for a discount in the transportation charges. The said decision be also communicated to the father of the Petitioner by 07.09.2026.

11. Registry to list this matter again on 14.09.2026, for further hearing.

12. Either of the parties are barred from raising the issue involved in the present Writ Petition before the media, in any manner.

JUDGE

Comparing Assistant