

GAHC010160402024



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

Case No. : WP(C)/4031/2024

SADOU AXOM PRATHMIK TET UTTIRNO SIKSHAK SAMAJ AND ANR
A SOCIETY HAVING REGISTERED OFFICE AT HOUSE NO. 4, MULA
GABHORU PATH,
NEAR RAJDHANI MASJID, DISPUR, GUWAHATI, ASSAM, PIN- 781006
AND REPRESENTED BY ITS PRESIDENT SRI TRAILOKYA DEKA.

2: TRAILOKYA DEKA
SON OF LATE THANESWAR DEKA
RESIDENT OF MULAGABHARU PATH
RAJDHINI MASJID
DISPUR
GUWAHATI- 781006
DISTRICT- KAMRUP(M)
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,
THE DEPARTMENT OF SCHOOL EDUCATION,
DISPUR, GUWAHATI-06, DISTRICT- KAMRUP(M), ASSAM.

2:THE DIRECTOR OF ELEMENTARY EDUCATION
KAHILIPARA
GUWAHATI-781019
DISTRICT- KAMRUP(METRO)
ASSAM.

3:THE MISSION DIRECTOR
AXOM SARBA SIKSHA ABHIYAN MISSION
KAHILIPARA
GUWAHATI- 781019
DISTRICT- KAMRUP(M)
ASSAM.

4:THE OFFICER ON SPECIAL DUTY
AXOM SARBA SIKSHA ABHIYAN MISSION
KAHILIPARA
GUWAHATI- 781019
DISTRICT- KAMRUP(METRO)
ASSAM

Advocate for the Petitioner : MR. I CHOUDHURY, K AHMED,MR. S P SHARMA

Advocate for the Respondent : SC, ELEM. EDU, SC, SSAM

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

12.08.2024

O R D E R

Heard Mr. I. Chowdhury, learned Senior counsel, assisted by Mr. S.P. Sharma, learned counsel for the petitioners.

Issue notice.

Mr. D. Saikia, learned Advocate General, Assam, assisted by Mr. N.J. Khataniar, learned Standing Counsel, Elementary Education Department, Government of Assam, appears for respondent Nos.1 and 2 whereas Mr. B. Gogoi, learned Standing Counsel, SSA, appears for respondent No.3.

Notice on respondents are complete.

However, extra copy of the writ petition be furnished to learned counsel for the respondents during the course of the day.

Respondents are allowed to file counter.

List the matter again after four weeks.

In the interim, the Advertisement, dated 06.08.2024, issued by the Director of Elementary Education, Assam, inviting online applications from contractual and State pool contractual teachers under SSA for filling up of 35,133 posts of Assistant Teacher of Lower Primary, Assistant Teacher of Upper Primary and Science Graduate Teacher in Upper Primary School shall remain suspended till the next returnable date.

The issue of maintainability raised by the learned Advocate General, Assam is kept open.

JUDGE

Comparing Assistant