

GAHC010161312021



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

Case No. : WP(C)/5312/2021

SMTI. MONIKA SAIKIA
W/O SRI TANURAM SAIKIA, R/O VILL-CHARAIHAGI, P.O.-GHILANI, P.S.-
KAMPUR, PIN-782426, DIST- NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT, DISPUR,
GUWAHATI-6

2:DIRECTORM OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-781019

3:THE INSPECTOR OF SCHOOLS
NAGAON DISTRICT CIRCLE (NDC)
P.O. AND P.S.-NAGAON
ASSAM
PIN-782001

4:THE HEADMASTER
CHANGCHAKI HIGH SCHOOL
P.O.-DAKHIN CHANGCHAKI
P.S.-KAMPUR
PIN-782426
NAGAON
ASSA

Advocate for the Petitioner : MR. S S S RAHMAN

Advocate for the Respondent : SC, SEC. EDU.

**BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA**

ORDER

Date : 06/10/2021

Heard Mr. S.S.S Rahman, learned counsel for the petitioner. Also heard Ms. S. Terangpi, learned counsel for the respondents No.1, 2 and 3.

2. Issue notice, returnable in 6 (six) weeks. Extra copies be furnished within three days. Steps on the respondent No.4 by registered post with A/D within three days.

3. Considering the nature of the order proposed to be passed, we intend to give a final consideration to the claim of the petitioner on the next returnable date.

The respondents may file affidavit on or before the returnable date.

4. The petitioner who was serving as an Assistant Teacher in the Raidangia H. Saikia H.S. School is made to offer her service at a consolidated pay of Rs.2500/- per month.

5. In the circumstance, the petitioner claims that she is entitled to receive the regular salary of Rs.15,500/- per month. It is stated that the Raidangia H. Saikia H.S. is a provincialised school where the teachers are being paid the salary as

per the scale of pay provided for the purpose.

6. In the circumstance, the respondents to explain as to under what provision of law the petitioner is made to work at a salary of Rs.2500/- per month.

List after six weeks.

JUDGE

Comparing Assistant