

GAHC010161592025



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

Case No. : WP(C)/4224/2025

MINARAM GOGOI
S/O DIMBESWAR GOGOI, R/O VILL AND P.O.- MOIDOMIA, P.S.- NORTH
LAKHIMPUR, DIST- LAKHIMPUR, ASSAM, PIN-787032. ASSISTANT
TEACHER, BADHAKARA M.E. SCHOOL, UNDER BLOCK ELEMENTARY
EDUCATION OFFICER, LAKHIMPUR.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, SCHOOL EDUCATION DEPARTMENT,
GUWAHATI-6, ASSAM

2:THE DIRECTOR
ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
LKAHIMPUR
NORTH LAKHIMPU

Advocate for the Petitioner : MR. N BORAH, S K LAHAN

Advocate for the Respondent : SC, ELEM. EDU,

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 30.07.2025

Heard Mr. N. Borah, learned counsel for the petitioner, who submits that the petitioner was placed under suspension vide order dated 26.03.2025 (Annexure 5) on account of being arrested in connection with North Lakhimpur PS Case No.330/2024. However, even after a lapse of 90(ninety) days from the date of suspension, neither has the suspension order been reviewed nor the subsistence allowance given to the petitioner. He further submits that the petitioner has also not been given any charge memo with statements of allegation against him.

In view of the above, issue notice of motion returnable by 4(four) weeks.

Ms. N. Phukan, learned Standing Counsel, Elementary Education Department accepts notice on behalf of all the respondents and therefore no formal notice is required.

Petitioner shall however furnish requisite copies of the writ petition to her within 2(two) days.

Having regard to the projection made by the petitioner, the respondent authorities shall release the subsistence allowance which is due to the petitioner in accordance with law, if not already released.

List the matter after 4(four) weeks on a date to be fixed by the Registry.

JUDGE

Comparing Assistant