

GAHC010165492025



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

Case No. : WP(C)/5089/2025

DAMBARUDHAR PHUKAN AND 8 ORS.
S/O- LATE SIDANANDA PHUKAN, R/O- VILL.- JAPJUG, DIST. LAKHIMPUR,
PIN- 784162.

2: BIKASH DUTTA
S/O- GULUK DUTTA
R/O- VILL.- DEULIAGAON
GHILAMARA
DIST. LAKHIMPUR
PIN- 787053.

3: ABHIJIT DAS
S/O- SUREN DAS
R/O- VILL.- MANIKCHUK
DHAKUAKHANA PART-I
DIST. LAKHIMPUR
PIN- 787055.

4: BISWAJIT BORUAH
S/O- KHAGENDRA NATH BARUAH
R/O- VILL.- KONWARGAON
DHAKUAKHANA PART-I
DIST. LAKHIMPUR
PIN- 787055.

5: JYOTISH KALITA
S/O- JAYAGESWAR KALITA
R/O- VILL.- PANIGAON
SOLAIGAON
DIST. LAKHIMPUR
PIN- 787052.

6: MALABIKA BORAH
W/O- MOHENDRA BORAH

R/O- MAKARI
WARD NO. 3
NORTH LAKHIMPUR
DIST. LAKHIMPUR
PIN- 787001.

7: RAJU SARMAH
S/O- SOVAN CHANDRA SARMAH
R/O- 2 NO. HARMUTI
DIKRONG
DIST. LAKHIMPUR
PIN- 784162.

8: TUTU DUTTA
D/O- DIGEN DUTTA
R/O- VILL.- UJANI JALBHARI
DIST. LAKHIMPUR
PIN- 787055.

9: ANOWAR HUSSAIN
S/O- RUHUL AMIN
R/O- BAGALIJAN
NORTH LAKHIMPUR
DIST. LAKHIMPUR
PIN- 787031

VERSUS

THE STATE OF ASSAMA AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, ELEMENTARY EDUCATION DEPARTMENT,
DISPUR, GUWAHATI-06.

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
LAKHIMPUR
DIST- NORTH LAKHIMPUR
PIN- 787001.

4:THE TREASURY OFFICER
LAKHIMPUR
PIN- 787001

Advocate for the Petitioner : M SARMAH, MR. S D ROY,A DAS

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

BEFORE
HON'BLE MR. JUSTICE NELSON SAILO
O R D E R

03.09.2025

Heard Mr. M. Sarmah, learned counsel for the petitioners, who submits that the petitioners who are nine in numbers, have joined hands in filing the instant writ petition seeking for a direction to the respondent authorities concerned to pay them their arrear salary since their appointment as Tutors in the year 2021. The learned counsel submits that the details of the appointment of the petitioners are provided in the form of a chart against paragraph No.2 of the writ petition. Learned counsel submits that although a representation was submitted before the respondent authorities on 25.06.2025 (Annexure-I), but as no response has been made till date, the petitioners are before this Court.

In view of above, issue notice of motion returnable by four weeks.

Mr. A. Phukan, learned Standing Counsel, Elementary Education Department accepts notice on behalf of respondent Nos. 1, 2 & 3 while Ms. R.M. Barua, learned Standing Counsel, Finance Department accepts notice on behalf of respondent No.4.

Notice is therefore complete.

Petitioners to serve requisite copies of the writ petition to the learned counsel appearing for the respondents today within two days.

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

JUDGE

Comparing Assistant