

GAHC010166442025



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

Case No. : WP(C)/4376/2025

PRASENJIT ROY
S/O- LATE PRABHAT CHANDRA ROY, VILL.- GAURANTARI PART-II, P.O.
FUTKIBARI, DIST. DHUBRI, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION (SECONDARY), DISPUR,
GUWAHATI-781006.

2:THE SECRETARY TO THE GOVERNMENT OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM -CUM- THE CHAIRMAN OF THE STATE LEVEL SCRUTINY
COMMITTEE
KAHILIPARA
GUWAHATI-781019.

4:THE INSPECTOR OF SCHOOLS
DHUBRI DISTRICT CIRCLE
DHUBRI -CUM- THE MEMBER SECRETARY OF DISTRICT SCRUTINY
COMMITTEE FOR SECONDARY EDUCATION
DHUBRI
P.O. AND DIST. DHUBRI
ASSAM
PIN- 783301

Advocate for the Petitioner : MR. D A KAIYUM, MR. M S MONDAL

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

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO**

ORDER

Date : 06.08.2025

Heard Mr. D. A. Kaiyum, learned counsel for the petitioner, who submits that this is the second time the petitioner is before this Court. The earlier writ petition being WP(C) No. 399 of 2024 was disposed of vide Order dated 29.01.2024 by directing the respondent authorities to place the name of the petitioners including the instant petitioner before the State Level Scrutiny Committee (SLSC) within a time frame for consideration for provincialisation of service. However, when the matter was placed before the Committee concerned, the case of the petitioner came to be rejected vide Order dated 20.02.2025 (Annexure – 10). Aggrieved, the petitioner is again before this Court.

2. The learned counsel submits that the State Level Scrutiny Committee could not have rejected his case for want of resolution of the District Scrutiny Committee in view of the fact that the District Scrutiny Committee had recommended his name for provincialisation. In this connection, the learned counsel has drawn attention of this Court to Annexure - 3 of the writ petition, which is the recommendation made by the District Scrutiny Committee, Dhubri, wherein, the name of the petitioner is at Serial No. 2.

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

4. Ms. P. Das, learned Standing Counsel, Secondary Education Department, accepts notice on behalf of the respondent Nos. 1, 3 & 4 and Ms. R. M. Barooah, learned Standing Counsel, Finance Department, accepts notice on

behalf of the respondent No. 2.

5. Notice is therefore complete.

6. Petitioner shall serve requisite extra copies of the writ petition to the learned counsel appearing for the respondents today within 2 (two) days.

7. List the matter again after 4 (four) weeks along with WP(C) No. 4333/2025, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant