

GAHC010166652025



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

Case No. : WP(C)/4331/2025

ALIM ARDUS RAHMAN AND ANR
S/O- LATE SOFIOR RAHMAN, VILL.- BANGALIPARA PART-I, P.O. AND P.S.
BILASIPARA, DIST. DHUBRI, ASSAM

2: ABDUL JALIL AHMED
S/O- ABDUL GAFUR AHMED
VILL.- BANGALIPARA PART-II
P.O. AND P.S. BILASIPARA
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 : 04-08-2025

Heard Mr. DA Kaiyum, learned counsel for the petitioners, who submits that the petitioners are before this Court for the 2nd time. The earlier writ petition being WP(C) 399/2024 was disposed of, vide order dated 29.01.2024 by directing the respondent authorities to place the case of the petitioners before the State Level Scrutiny Committee (SLSC) for consideration of their provincialisation of services within a timeframe.

Pursuant thereto, since the order was not complied with, the petitioners filed contempt petition and during the pendency of the contempt petition, the impugned order dated 20.02.2025 (Annexure-10) came to be passed by which the claim of the petitioners were rejected due to non-availability of resolution from the concerned District Scrutiny Committee.

Drawing the attention of this Court to Annexure-3 of the writ petition, the learned counsel for the petitioners submits that the names of the petitioners finds place in the recommendation made by the District Scrutiny Committee against Column 9 of the chart and such being the case, the SLSC could not have arrived into such a finding.

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

Ms. NM Sharma, learned Standing Counsel, Secondary Education Department accepts notice on behalf of respondent Nos. 1, 3 & 4 while Ms. RM Barooah, learned Standing Counsel, Finance Department accepts notice on behalf of respondent No. 2. Therefore, notice is complete.

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

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

JUDGE

Comparing Assistant