

GAHC010178632019



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

Case No. : WP(C) 5489/2019

1:KANAN DEVI AND 35 ORS.

D/O- LT. PRABIN DEB SARMAH, R/O GEETANAGAR AMAYAPUR PATH, PO
BAMUNIMAIDAN, DIST.- KAMRUP(M), ASSAM, PIN- 781021.

2: ABUL FAZAL AHMED

S/O. LT. ASIR UDDIN
R/O VILL MORIOM NAGAR
PO BALADMARI
DIST. GOALPARA
ASSAM
PIN- 783101.

3: JENIFAR SHABNAM

D/O- HAMID-UR-RAHMAN MONDAL
R/O WARD NO. VII
DHUBRI
PO AND DIST DHUBRI
ASSAM
PIN- 783301

4: JENIFAR RAHMAN

D/O LT. AZIBOR RAHMAN
R/O. C.R. DAS ROAD
WARD NO. 8
DHUBRI
PO AND DIST.- DHUBRI
ASSAM
PIN- 783301.

5: MANORAMA KALITA

D/O. LT. GAJENDRA NATH KALITA
R/O. PACHARIA
PO HAJO
DIST. KAMRUP

ASSAM
PIN- 781102.

6: NUR NEHAR BEGUM
D/O- NUR HUSSAIN ALI
R/O DAKAIDOL
PO MORNUI DIST.- GOALPARA
ASSAM
PIN- 783101.

7: SANGITA SARKAR DAS
D/O LT. HARIDAS SARKAR
R/O. W/NO. II
GAURIPUR
P.O. GAURIPUR
DIST. DHUBRI
ASSAM
PIN- 783331.

8: ABDUL KADER SHEIKH
S/O MONIR UDDIN SHEIKH
R/O TISTAR PAR
DHUBRI
PO DHUBRI
DIST- DHUBRI
ASSAM
PIN- 783301.

9: MUSHARAT HUSSAIN
S/O. MD. JAMIR UDDIN
VILL. GORIA KAWOIMARI
P.O. JURIA
DIST.- NAGAON
ASSAM
PIN- 782124.

10: MD. MANIRUDDIN AHMED
S/O. LT. NASARUDDIN AHMED
VILL. GHILADHARI
P.O. DALGAON
DIST. DARRANG
ASSAM. PIN- 784113.

11: NAFIZA YASMIN
D/O. ABDUL MAZID
R/O NEW GHAT
W/NO. 12
PO AND DIST.- DHUBRI

ASSAM
PIN- 783323.

12: KOUSHIK GOSWAMI
S/O- KULARANJAN GOSWAMI
R/O. GOLAKGANJ G.P.
PO GOLAKGANJ
DSIT. DHUBRI
ASSAM. PIN- 783334.

13: INDRAJIT SAHA
S/O BISWAJIT SAHA
R/O. BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM
PIN- 783348.

14: AKBAR ALI AHMED
S/O LT RAHIZ UDDIN AHMED
VILL. GANAKPARA
P.O. TARABARI
DIST. BARPETA
ASSAM
PIN- 781305.

15: RINKUMANI PATHAK
D/O LT SATISH CH PATHAK
VILL. CHAMARIA
PO BOKO
DIST. KAMRUP
ASSAM
PIN- 781136.

16: HEERA MANI KALITA
D/O LT GOBINDA KALITA
R/O MIRZA
PO PALASHBARI
DIST. KAMRUP(R)
ASSAM
PIN- 781125.

17: LUKUMANI DEKA
D/O LT KANAK DEKA
R/O JAHARKUCHI
PO AND DIST. NALBARI
ASSAM
PIN- 781335.

18: ANAMIKA DAS
D/O MADHAB CH DAS
R/O SARU SHUIHATI
PO SUALKUCHI
DIST KAMRUP
ASSAM
PIN- 781103.

19: HARI PRIYA KALITA
D/O SRI GOBINDA KALITA
R/O SOALKUCHI (2 NO ADABOI)
PO SOALKUCHI
DIST. KAMRUP
ASSAM
PIN- 781103.

20: SHARIF UDDIN AHMED
S/O NAJIR UDDIN AHMED
R/O NO. 3 KANDHHEARI
PO MUKALMUA
DIST. NALBARI
ASSAM
PIN- 781126.

21: HANIF ALI
S/O FAYEZ UDDIN
R/O AIRANJANGLA PT. I
PO AND DIST- DHUBRI
ASSAM
PIN- 783323.

22: AJIT MAZUMDAR
S/O MOHAN MAZUMDAR
R/O BORHAT HABIGAON
PO BORHAT
DIST SIBSAGAR
ASSAM
PIN- 785693.

23: SUMITA SAHA
D/O SUKAMAL SAHA
R/O BILASIPARA W/NO. 13
PO BILASIPARA
DIST DHUBRI
ASSAM
PIN- 783348.

24: ARJUN SARKAR
S/O TARA PADA SARKAR
VILL NORTH TOKRARCHARA
PO GOLAKGANJ
DIST DHUBRI
ASSAM
PIN- 783334.

25: MANINDRA PRODHANI
S/O. LT. ANANTA MOHAN PRODHANI
R/O. GOLAKGANJ
PO GOLAKGANJ
DIST. DHUBRI
ASSAM
PIN- 78334.

26: PARAMESWAR RAY
S/O NAGENDRA NATH RAY
R/O KACHARIHAT
PO DHUBRI
DIST. DHUBRI
ASSAM
PIN- 783334.

27: SIRAJUL HAQUE
S/O- APIJUR HAQUE
R/O KHARAJ DAOBHANGI
PO GAURIPUR
DIST DHUBRI
ASSAM
PIN- 783331.

28: RATUL CHANDRA NATH
S/O LT. PREMADHAR NATH
R/O. NIZ- RANGAMATI
PO MANGALDOI
DIST. DARRANG
ASSAM. PIN- 784125.

29: MD. AHAMMAD ALI
S/O. MD. RAZAB ALI
VILL. PUB- MAHACHARA
PO KACHUMARA
DIST. BARPETA
ASSAM
PIN- 781127.

30: ANANYA BORTHAKUR

D/O DIPANKAR BORTHAKUR
VILL SOLAGAON
PO BOKAJAN
DIST SONITPUR
ASSAM
PIN- 782480.

31: SUBARNALATA BHUYAN
W/O. DR. UDDHAB KR. BARMAN
VILL. MOLANPUKHURI
PO BALIPARA
DIST. SONITPUR
ASSAM. PIN- 784101.

32: RUPA DUTTA
D/O RATAN DUTTA
VILL. KAMARIGAON
PO BALIPARA
DIST SONITPUR
ASSAM
PIN- 784101.

33: MOUSHUMI BARUAH
D/O PURNANANDA BARUAH
VILL. BHAKAT GAON
PO CHARIDUAR
DIST.- SONITPUR
ASSAM
PIN- 784103.

34: INU DEVI
D/O PURNA KANTA NATH
VILL. NIJ HALESWAR
PO HALESWAR
DIST. SONITPUR
ASSAM
PIN- 784104.

35: PARAMITA PAUL
D/O GURU PRASAD PAUL
VILL. BHAIRAB NAGAR TILA
TEZPUR
PO TEZPUR
DIST- SONITPUR
ASSAM
PIN- 784001.

36: RANJAN SARMA

S/O MAHENDRA SARMA
VILL. ERAGAON
PO BALIPARA
DIST.- SONITPUR
ASSAM
PIN- 784101

VERSUS

1:THE UNION OF INDIA AND 6 ORS.
REP. BY THE SECRETARY, DEPTT. OF SCHOOL EDUCATION AND
LITERACY, MINISTRY OF HUMAN RESOURCE DEVELOPMENT, SASTRI
BHAWAN, NEW DELHI, PIN- 110001.

2:THE JOINT SECRETARY
DEPTT. OF SCHOOL EDUCATION AND LITERACY
MINISTRY OF HUMAN RESOURCE DEVELOPMENT
SASHTRI BHAWAN
NEW DELHI
110001.

3:THE PROJECT APPROVAL BOARD
DEPTT. OF SCHOOL EDUCATION AND LITERACY
MINISTRY OF HUMAN RESOURCE DEVELOPMENT
GOVT. OF INDIA
SASHTRI BHAWAN
NEW DELHI
PIN- 110001.

4:THE STATE OF ASSAM
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
ELEMENTARY EDUCATION DEPTT.
DISPUR
GUWAHATI-06
DIST.- KAMRUP(M)
ASSAM.

5:THE DIRECTOR OF ELEMENTARY EDUCATION
KAHILIPARA
GUWAHATI- 781019
DIST. KAMRUP(M)
ASSAM.

6:THE MISSION DIRECTOR
AXAM SARBA SIKSHA ABHIYAN MISSION
KAHILIPARA
GUWAHATI- 781019
DIST.- KAMRUP(M)

ASSAM.

7:THE EXECUTIVE DIRECTOR
AXAM SARBA SIKSHA ABHIYAN MISSION
KAHILIPARA
GUWAHATI- 781019
DIST.- KAMRUP(M)
ASSAM

Advocate for the Petitioner : MR. M A SHEIKH
Advocate for the Respondent : ASSTT.S.G.I.

BEFORE
HON'BLE MR.JUSTICE N. KOTISWAR SINGH
ORDER

02-08-2019

Heard Mr. M.A. Sheikh, learned counsel for the petitioners.

Issue notice, returnable in 4 (four) weeks.

Mr. N. Sarma, learned Standing Counsel, Elementary Education Department accepts notice on behalf of the respondent no.5, Mr. B. Deuri, learned State Counsel, Assam, accepts notice on behalf of the respondent no.4 and Ms. P. Das, learned counsel accepts notice on behalf of the respondent nos. 1 to 3.

Petitioners shall take steps upon the respondent nos. 6 & 7 through its Standing Counsel, SSA.

List the matter after 4 (four) weeks along with WP(C) No.1879/2019 and WP(C) No.5502/2019.

JUDGE

Comparing Assistant