

GAHC010220592021



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

Case No. : Cont.Cas(C)/499/2021

KALPANA DEVI
W/O. SHRI LALIT KUMAR NATH, WORKING AS ASSTT. TEACHER, SABITRI
BHARALI HIGH SCHOOL, ODALBAKRA, DIST. KAMRUP (M), GUWAHATI,
ASSAM-781034.

VERSUS

B KALYAN CHAKRAVARTHY AND ORS.
SECRETARY TO THE GOVT. OF ASSAM, DEPTT. OF EDUCATION, CIVIL
SECRETARIAT, DISPUR, GUWAHATI, ASSAM-781006.

2:SMT. MAMATA HOZAI
AES
DIRECTOR OF SECONDARY EDUCATION
KAHILIPARA GUWAHATI
ASSAM-781019.

3:SRI B.B. CHOUDHURY
SR. MOST SECRETARY
DEPARTMENT OF EDUCATION
CIVIL SECRETARIAT
DISPUR
GUWAHATI
ASSAM-781006.

4:DR. BIJOYA CHOUDHURY
IAS
SECRETARY TO THE GOVERNMENT OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION
ASSAM SACHIBALAYA
DISPUR
GUWAHATI
ASSAM-781006.

5:NARAYAN KONWAR
IAS
SECRETARY TO THE GOVT.OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION ASSAM
SACHIVALAYA
DISPUR GUWAHAT
I DISPUR
GUWAHATI ASSAM 78100

Advocate for the Petitioner : MR M CHANDA, K ABINANDAN,MR S CHOUDHURY

Advocate for the Respondent : MR S M T CHISTIE (R2), MS. D MUSAHARY(R-5),MR. D
SAIKIA(R-5),MR. N J KHATANIAR(R-5),MS P DAS(R-2),MR. N J KHATANIAR (R-2)

Linked Case : Review.Pet./166/2024

THE STATE OF ASSAM AND 2 ORS
REP BY THE SECRETARY TO THE GOVT OF ASSAM DEPTT OF SCHOOL
EDUCATION DISPUR GUWAHATI 781006

2: THE DIRECTOR OF SECONDARY EDUCATION ASSAM
KAHILIPARA GUWAHATI 19

3: THE INSPECTOR OF SCHOOLS
KAMRUP DISTRICT CIRCLE
KDC
PANBAZAR
GUWAHATI 781001
VERSUS

KALPANA DEVI AND ANR
W/O SRI LALIT KUMAR NATH
SEOJPUR
KAHILIPARA GUWAHATI 19
DIST KAMRUP M ASSAM

2:KISHORE KUMAR DEKA
ASSISTANT TEACHER SABITRI BHARALI HIGH SCHOOL
ODALBAKRA
GUWAHATI 34
DIST KAMRUP M ASSAM

Advocate for : MR. N J KHATANIAR
Advocate for : appearing for KALPANA DEVI AND ANR

**BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA**

ORDER

Date : 28.02.2025

No one appears for the review petitioner.

The case of the writ petitioner is that his service has to be regularised as per the 2011 Act, while the review petitioners have taken a stand that the 2011 Act, having been declared Ultra-vires by this Court, provincialization can be done only under the 2017 Act.

As no one appears for the review petitioner, list the matters after **2 (two) weeks.**

JUDGE

Comparing Assistant