

GAHC010194182018



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

Case No. : WP(C)/6968/2018

SONARAM BORO AND 4 ORS.

S/O- LT. BEDERA BORO, VILL- KHATOWALPARA, PO- RATANPUR, PS-
TANGLA, DIST- UDALGURI, BTAD, PIN- 784523

2: SMTI NIRUPAMA BORO

D/O- MATI RAM BORO

VILL- PUB NALBARI

PO- TANGLA

PS- TANGLA

DIST- UDALGURI

BTAD

PIN- 784521.

3: SONARAM BORO

S/O- RANTENG BORO

VILL- BATAKUCHI

PO- BATAKUCHI

PS- TANGLA

DIST- UDALGURI

BTAD

PIN- 784523.

4: PRATUL KUMAR BAGLARI

S/O- KHUDI RAM BAGLARI

VILL- CHILABANDHA

PO- BHAKATPARA

PS- MANGALDOI

DIST- DARRANG

PIN- 784190.

5: SANDHI RAM BORO

S/O- LT. RABI RAM BORO

VILL- KHATOWALPARA

PO- RATANPUR

PS- TANGLA
DIST- UDALGURI
BTAD
PIN- 784523

VERSUS

THE STATE OF ASSAM AND 2 ORS.
THROUGH THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
EDUCATION DEPARTMENT (SECONDARY), ASSAM, DISPUR-06.

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GHY-19.

3:THE PRINCIPAL SECRETARY

BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
BTAD
ASSAM
PIN- 783370

Advocate for the Petitioner : MR M H AHMED

Advocate for the Respondent : SC, EDU

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA

ORDER

Date : 08.05.2023

None appears on call for the petitioners.

It is seen that despite order dated 19.04.2023, the Elementary Education Department has not filed any affidavit-in-opposition in the matter. Similarly, the BTC has also not filed any affidavit-in-opposition in the matter.

Notice of motion was issued by order dated 08.10.2018.

Accordingly, the Court is inclined to invoke the *doctrine of non traverse* and presume that the respondents have admitted the claim of the petitioner. Accordingly, the matter would be heard on the basis of materials available on record.

List on 29.05.2023.

It is expected that the learned standing counsel for the Elementary Education Department as well as the BTC shall transmit a copy of this order to the respondent authorities and provide proof of such service to the Court on the next date.

JUDGE

Comparing Assistant