

GAHC010257722022



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

Case No. : Cont.Cas(C)/782/2022

MD. AHEDUL HUSSAIN
S/O- LATE ABDUL SAMAD, R/O- VILLAGE RANGIA WARD NO-2 (KURIARA
PATH),
P.O AND P.S- RANGIA, DIST- KAMRUP, ASSAM

VERSUS

BIJOYA CHOUDHURY AND 3 ORS
THE SECRETARY TO THE GOVT. OF ASSAM, SECONDARY EDUCATION
DEPTT., DISPUR, GHY.-06.

2:S.N CHOUDHURY
THE JOINT SECRETARY TO THE GOVT. OF ASSAM
SECONDARY EDUCATION DEPTT.
DISPUR
GHY.-06.

3:MAMTA HOJAI
THE DIRECTOR OF SECONDARY EDUCATION ASSAM

KAHILIPARA
GUWAHATI-19.

4:JAYANTA THAKURIA
AES
INSPECTOR OF SCHOOLS
NALBARI DISTRICT CIRCLE
NALBARI
ASSAM
PIN-78133

Advocate for the Petitioner : MS. A TALUKDAR

Advocate for the Respondent : SC, SEC. EDU.

Linked Case : WP(C)/6262/2022

MD. AHEDUL HUSSAIN
S/O- LATE ABDUL SAMAD

R/O- VILL. RANGIA WARD NO. 2
(KURIARA PATH)

P.O. AND P.S. RANGIA

DISTRICT- KAMRUP(R)
ASSAM.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY COMMISSIONER AND SECRETARY

EDUCATION (SECONDARY) DEPARTMENT/ DEPARTMENT OF SCHOOL
EDUCATION
ASSAM

DISPUR
GUWAHATI-6.

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI- 781019.

3:THE INSPECTOR OF SCHOOLS
NALBARI DISTRICT CIRCLE
NALBARI
ASSAM.

4:MD. ABDUL KADIR
S/O- ISAHAQUE ALI

R/O- VILL. GORGORI

P.O.- TINIPUKHURI

DISTRICT- NALBARI
ASSAM
PIN- 781367.
5:THE HEADMASTER
PASCHIM BANBHAG ANCHALIK HIGH SCHOOL
VILL.- NARAYANGAON
P.O.- TINIPUKHURI
DISTRICT- NALBARI
ASSAM
PIN- 781367.
6:JAYANTA THAKURIA
AES
INSPECTOR OF SCHOOLS
NALBARI DISTRICT CIRCLE
NALBARI
ASSAM

PIN- 781335.

Advocate for : MS. A TALUKDAR
Advocate for : SC
SEC. EDU. appearing for THE STATE OF ASSAM AND 5 ORS

**BEFORE
HONOURABLE MR. JUSTICE MANASH RANJAN PATHAK**

ORDER

22.03.2023.

Heard Ms. A Talukdar, learned counsel for the petitioner and Mr. SMT Chistie, learned Standing counsel, Department of School Education, Assam for the contemnors/respondents.

During the deliberation of the matter, Mr. Chistie, Standing counsel, Department of School Education placed before the Court that one of the respondents of WP(C) No. 6721/2018, Md. Abdul Kadir preferred a review petition, being Review Petition No. 175/2022 against the common Judgment and Order dated 21.07.2022 passed in WP(C) No. 6721/2018 and other connected cases, placing before the Court a non-existent document bearing No. ASE.655/2018/WP(C) 4733/2018/130-A dated 16.08.2022 and the Court accordingly directed the Secondary Education Department to produce the same.

Mr. Chistie, Standing counsel, Department of School Education further submitted that the said document mentioned in the order dated 16.08.2022, being a non-existent document, an FIR has been lodged by the Inspector of Schools, Nalbari on 14.12.2022.

In view of the above, since a review petition is pending, list these matters after **8 (eight) weeks**, on a date to be fixed by the Registry.

JUDGE

Comparing Assistant