



GAHC010261852017



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

WP(C) 2142/2009

1: AKRAMUL HAQUE MAJUMDAR AND ORS.
S/O. LT. MAZAID UDDIN MAJUMDAR WATER WORKS ROAD
P.O. SILCHAR
DIST CACHAR
ASSAM

2: SMTI. SAHIDA SULTANA
W/O MD. SAMSUL HAQUE
WARD NO. 4
P.O. KAHIPUR
DIST- CACHAR
ASSAM.

3: KESHAB PRASAD GOALA
S/O SRI RAM GIRISH GOALA
VILL- GANGAPUR
P.O.- BADARPUR
DIST- CACHAR
ASSAM

4: RAMANANDA RAJKUMAR
S/O NISHIKANTA RAJKUMAR
VIVEKANANDA ROAD
SILCHAR
DIST- CACHAR
ASSAM

5: AMINUL ISLAM LASKAR
S/O MASADDAR ALI
VILL and P.O.- NEAIRGRAM
DIST- CACHAR
ASSAM



6: FARID UDDIN LASKAR
S/O LATE MOHABBAT ALI LASKAR
VILL and P.O.- SONABARIGHAT
DIST- CACHAR
ASSAM

7: SMTI DIPALI PURUKAYASTHA
D/O LATE GIRINDRA KR. PURUKAYAS THA
LINK ROAD
P.O.- SILCHAR-6
DIST- CACHAR
ASSAM

8: DILIP KR. PAUL
S/O LATE DIGENDRA CHANDRA PAUL
VILL and P.O.- DHOLAI BAZAR
DIST- CACHAR
ASSAM

9: NARAYAN CHANDRA DAS
S/O LATE RAI CHANDRA DAS
S.S. ROAD
MALUGRAM
P.O.- SILCHAR-2
DIST- CACHAR
ASSAM

10: AMAJIT CHANDA
S/O LATE AMULYA KR. CHANDRA
VILL and P.O.- DARMIKHAL
DIST-CACHAR
ASSAM

11: SMTI Y. LAHKITOMBI DEVI
D/O M. KUNJABIHARI SINGHA
VILL and P.O. BINNAKANDI PART-I
DIST-CACHAR
ASSAM

12: TAZUDDIN MAZUMDAR
S/O JAMAL UDDIN MAJUMDAR
VILL- NEW HAILAKANDI
P.O.- UMACHAR
DIST-CACHAR
ASSAM

13: SMTI. KSH. SHANTIBALA SINGHA



W/O KANTA SINGHA
VILL- LALKOL
P.O.- SINGERBOND
DIST-CACHAR
ASSAM

14: SMTI A. RASHANA SINGHA
D/O RAJBEHARI SINGHA
VILL and P.O. DHOLAI BAZAR
DIST-CACHAR
ASSAM

15: TASAUR RAHMAN BARBHUIYA
S/O SONNAHAR UDDIN BARBHUIYA
VILL and P.O.- DONEYHARY
DIST-CACHAR
ASSAM

16: A. MANIHAR SINGHA
S/O A. NITAL SINGHA
VILL- DAKHIN MOHAN PUR
P.O.- GOBINDRA NAGAR
DIST-CACHAR
ASSAM

17: JAMIL AHMED LASKAR
S/O TAHIR ALI LASKAR
VILL- RUPAIRBARI
P.O.- HAZARIBRAM
DIST-CACHAR
ASSAM

18: BIJOY PRASAD MALA
S/O NANDA KISHORE MALA
VILL and P.O.- BHUBANDAR T.E.
DIST-CACHAR
ASSAM

19: SMTI ANITA DEVI
D/O BIDYABATI SINGHA
VILL and P.O.- KOROLKANDI
DIST-CACHAR
ASSAM

20: SMTI BENU SINGHA
D/O GBARDHAN SINGHA
VILL- JOYPUR



NATUN BAZAR
P.O.- RAJABAZAR
DIST-CACHAR
ASSAM

21: ENAMUR RAHMAN BARBHUIYA
S/O MAHASIN ALI BARBHUIYA
VILL and P.O.- BANSKANDI
DIST-CACHAR
ASSAM

22: MOKBUL HUSSAIN LASKAR
S/O MAKADDAS ALI LASKAR
VILL- BAGEHAR
P.O.- DHUNGIRPAR
DIST-CACHAR
ASSAM

23: MRINAL KANTI NATH
S/O MAHINDRA CHANDRA NATH
VILL- MALUGRAM
P.O.- PANIBHORA
DIST-CACHAR
ASSAM

24: SMTI. NITU DEY
D/O NISHIKANTA DEY
VILL and P.O.- PALANGHAT
DIST-CACHAR
ASSAM

25: CHITTA RANJAN SINGHA
S/O OMTAL SINGHA
VILL- ALGAPUR
P.O.- RAJNAGAR
DIST-CACHAR
ASSAM

26: SMTI USHA RANI DEVI
D/O GIRI SINGHA
VILL- SANJAM SUMBI
P.O.- SIBPUR
DIST-CACHAR
ASSAM

27: MD. SAMSUDDIN MAJUMDAR
S/O MAJAID ALI MAJUMDAR
VILL- HATIRHAR



P.O.- HAJARIGRAM
DIST-CACHAR
ASSAM

28: KHALIQUJJAMAN CHOUDHURY
S/O LATE FAKAR UDDIN CHOUDHURY
VILL and P.O.- BAGPAR
DIST-CACHAR
ASSAM

29: SHYAMAL NATH
S/O SURESH CHANDRA NATH
VILL- VITOR GANGAPAR
P.O.- JARAILTOLA
DIST-CACHAR
ASSAM

30: SMTI RENU BALA SINGHA
W/O SHYAMCHANDRA SINGHA
VILL and P.O.- PATAIRBAND
SILCHAR
DIST-CACHAR
ASSAM

31: JAYPRAKASH PANDEY
S/O RAJENDRA PRASAD PANDEY
VILL- PANIBARA
P.O.- CLEVAR HOUSE
DIST-CACHAR
ASSAM

32: SMTI HIRANMOY NATH
S/O KANAILAL NATH
VILL- SUNDARI
PART-II
DIST-CACHAR
ASSAM

33: SMTI. A. BRINDRASAKHI SINGHA
D/O A. MAIN SINGHA
VILL- NAGDIRGRAM
PART-II
P.O.- KABUGANJ
DIST-CACHAR
ASSAM

34: DHIRENDRA SINGHA
S/O BABAHAL SINGHA



VILL- LABAHALPAR
P.O.- POILAPUL
DIST-CACHAR
ASSAM

35: A.BRAJABABU SINGHA
S/O LATE A. IBACHA SINGHA
VILL and P.O.- SINGERBAND
DIST-CACHAR
ASSAM

36: AMRIT LAL BHOWMIK
S/O ABAHI BHOWMIK
VILL- JAMALPUR
P.O.- PALANGHAT
DIST-CACHAR
ASSAM

37: SMTI PH. ANIMA SINGHA
D/O LATE CHOUBA SINGHA
VILL and P.O.-SINGERBAND
DIST-CACHAR
ASSAM

38: DINANATH YADAAV
S/O RAM NATH YADAV
VILL- DOBIPUR
P.O.- DHOLAI
DIST-CACHAR
ASSAM

39: SMTI. BARNALI NATH
D/O PRATIOVA NATH
VILL- BARAMONI
P.O.- NARASINGHPUR
DIST-CACHAR
ASSAM

40: NIKHILESH GOALA
S/O KANTA PRASAD GOALA
VILL- DULANGRAM
P.O.- DHOLAI
DIST-CACHAR
ASSAM

41: GAUTAM DAS
S/O DHIRENDRA DAS
VILL and P.O.- PALANGHAT



DIST-CACHAR
ASSAM

42: NAJIM UDDIN CHOUDHURY
S/O SIRAJ UDDIN CHOUDHURY
VILL and P.O.- BASKANDI
DIST-CACHAR
ASSAM

43: SHYAMKUMAR SINGHA

S/O LATE TAMBHI SINGHA
VILL- LABAKPUR
PART-II
DIST-CACHAR
ASSAM

44: SMTI INDRANI DEVI
D/O NILAKANTA SINGHA
VILL- PURAGRAM
P.O.- LAKHIPUR
DIST-CACHAR
ASSAM

45: ANANTA DEB
S/O ARABINDU DEB
VILL- CHANDRAPUR
P.O.- BANSKANDI
DIST-CACHAR
ASSAM

46: AZIM UDDIN
S/O LATE TAMIZ UDDIN
VILL and P.O.- MANIPUR PART-II
DIST-CACHAR
ASSAM
VERSUS

1:THE STATE OF ASSAM AND ORS
REP. BY THE COMMISSIONER AND SECY. TO THE GOVT.OF ASSAM
EDUCATION DEPTT.
DISPUR.

2:THE COMMISSIONER AND SECY. TO THE GOVT.OF ASSAM
EDUCATION ELEMENTARY DEPTT
DISPUR.

3:THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM



FINANCE DEPTT
DISPUR
GHY-6

4:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

5:THE DIST ELEMENTARY EDUCATION OFFICER
CACHAR DIST
P.O.SILCHAR
ASSAM

6:THE DY. INSPECTOR OF SCHOOLS
SILCHAR
DIST CACHAR
ASSAM

Advocate for the Petitioner : MR.N DHAR
Advocate for the Respondent :

Linked Case : WP(C) 6786/2017

1:HAFIJUR RAHMAN
S/O. MOHAMMAD ALI
R/O. VILL. KOKILA PART-I
P.O. KOKILA BAZAR
P.S. ABHAYARPURI
DIST. BONGAIGAON
ASSAM.

VERSUS

1:THE STATE OF ASSAM and 4 ORS.
REP. BY THE COMM. and SECY.
ELEMENTARY EDUCATION
GOVT. OF ASSAM
DISPUR
GUWAHATI-06
ASSAM.

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA



GUWAHATI-19.

3:THE DIST. ELEMENTARY EDUCATION OFFICER
BONGAIGAON
DIST. BONGAIGAON
ASSAM.

4:THE BLOCK ELEMENTERY EDUCATION OFFICER
SRIJANGRAM
DIST. BONGAIGAON
ASSAM.

5:THE HEAD MASTER
350 NO. CHALAKURA L.P. SCHOOL
P.O. KOKILA
P.S. ABHAYAPURI
DIST. BONGAIGAON
ASSAM.

Advocate for the Petitioner : MR.M ALI
Advocate for the Respondent :

Linked Case : WP(C) 7058/2015

1:SOLIM UDDIN
S/O LT. MUZAFAR ALI
VILL. MATRAGHOLA
P.O. KRITANPARA
P.S. ABHAYAPURI
DIST- BONGAIGAON
ASSAM

VERSUS

1:THE STATE OF ASSAM AND 4 ORS
REP. BY THE COMMISSIONER AND SECY. TO THE GOVT. OF ASSAM
EDUCATION DEPTT. ELE
DISPUR
GHY-6

2:COMMISSIONER and SECY. GOVT.OF ASSAM
FINANCE B DEPTT.
DISPUR
GHY-6



3:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

4:THE DISTRICT ELEMENTARY EDUCATION OFFICER
BONGAIGAON
ASSAM

5:THE BLOCK ELEMENTARY EDUCATION OFFICER
SRIJANGRAM
DIST- BONGAIGAON
ASSAM

Advocate for the Petitioner : MR.M U MAHMUD
Advocate for the Respondent : SC
ELEMENTARY EDUCATION

BEFORE

HON'BLE MR.JUSTICE N. KOTISWAR SINGH
ORDER

19-11-2019

Mr. R. Mazumdar, learned Standing Counsel, Elementary Education Department submits that these three petitions can be heard along with a batch of writ petitions i.e. WP(C) No.2346/2008 and others petitions, which have already been heard separately and exclusively before another Bench as regards the issue as to whether the regularisation by a Cabinet decision is valid or not and depending upon the decision, the consequential order can be passed about their salary.

On the other hand, the present set of petitions essentially relates to question of payment of salary only and not with reference to any such decision of Cabinet.

Accordingly, let these three writ petitions i.e. WP(C) No.2142 of 2009, WP(C) No.7058 of 2015 and WP(C) No.6786 of 2017 be delinked and placed before the appropriate Bench



along with WP(C) No.2346/2008 and others.

JUDGE

Comparing Assistant