

GAHC010214642024



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

Case No. : WP(C)/5614/2024

MD. JOMIL AHMED
S/O LATE ABDUL MAZID
R/O VILL- SHALMARABORI
P.O. BECHAMARI,P.S. DHING
DIST. NAGAON, ASSAM
PIN-782123

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, SECONDARY EDUCATION DEPARTMENT, DISPUR, ASSAM,
PIN-781006

2:THE DIRECTOR OF SECONDARY EDUCATION

ASSAM
KAHILIPARA
GUWAHATI-781019

3:SECRETARY TO THE GOVT. OF ASSAM

DEPARTMENT OF SCHOOL EDUCATION
DISPUR
GUWAHATI-781019

4:THE INSPECTOR OF SCHOOLS

MDC
MORIGAON
ASSAM

PIN-78210

Advocate for the Petitioner : MR. P J SAIKIA, SR. ADV, MS M NIROLA,MR J ISLAM

Advocate for the Respondent : SC, SEC. EDU.,

**BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 18.03.2025

Heard Mr. P. J. Saikia, learned senior counsel assisted by Ms. M. Nirola, learned counsel for the petitioner.

It is noticed that on 19.02.2025, this Court on the instruction placed by the learned Standing Counsel, Secondary Education Department, noted that one Mustafa Shahidul Islam, Chairman of the School Managing Committee, who has filed an appeal in terms of the order of this Court dated 18.07.2022 passed in WP(C) 4477/2022, has expired during the pendency of the said appeal.

Today Ms. D. Mushahary, learned Standing Counsel, Secondary Education Department has placed a communication dated 02.02.2025, which indicates that in view of the death of the appellant, the authorities have sought for an advice from the learned Standing Counsel for the subsequent steps to be taken in respect of the appeal filed by said late Mustafa Sahidul Islam.

In view of the above, the matter stands adjourned.

It is expected that the learned Standing Counsel shall provide an appropriate advise to the authorities as sought in the above communication. It is further expected that the respondent authorities shall decide the matter within a period of one week.

List this matter on **04.04.2025** for further consideration.

On the next date of listing, Ms. D. Mushahary, learned Standing Counsel shall place the required instruction.

JUDGE

Comparing Assistant