

GAHC010220022024



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

Case No. : WP(C)/5368/2024

DWIJEN BARMAN
S/O- LATE CHANDRA KANTA BARMAN,
R/O- VILLAGE NORTH BALI,
P.S- TIHU,
DIST-NALBARI, PIN-781335, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM, HIGHER
EDUCATION DEPARTMENT, DISPUR, GUWAHATI-06, KAMRUP (M), ASSAM

2:ASSAM STATE SCHOOL EDUCATION BOARD
REP. BY THE SECRETARY
SEBA COMPLEX
RAILWAY COLONY ROAD
BAMUNIMAIDAN
GUWAHATI-21
ASSAM

3:THE DIRECTOR OF HIGHER EDUCATION
ASSAM
KAHILIPARA
GHY-19
DIST- KAMRUP (M)
ASSAM

4:THE PRINCIPAL ACCOUNTANT GENERAL
(A AND E)
ASSAM

MAIDAMGAON

BELTOLA
GUWAHATI-28

5:PANDU COLLEGE
REPRESENTED BY THE SECRETARY OF THE GOVERNING BODY

PANDU
MALIGAON
GHY-12
DIST- KAMRUP (M)
ASSA

Advocate for the Petitioner : MR S KHOUND, MS. N BORAH,MR. J PAULO

Advocate for the Respondent : SC, HIGHER EDU, MR. S K MEDHI (FOR ACCOUNTANT GENERAL (R-4)),SC, AG (A AND E),SC, SEBA

BEFORE

HON'BLE MR. JUSTICE NELSON SAILO

O R D E R

22.01.2026

Learned counsel for the petitioner submits that although he has received an advance copy of the counter affidavit and also filed a reply to the same, the counter affidavit appears not to have been filed by the respondent No.2 since the same is not available on record.

On the other hand, Mr. D.K. Roy, learned counsel appearing for respondent No.2 submits that affidavit has been filed as per his information on 10.12.2025.

However, the fact remains that no such affidavit is available on record.

Mr. D.K. Roy, learned counsel shall take up the matter with the Registry and the Registry shall do the necessary verification and if the affidavit is found in order, the same be connected with record.

Learned counsel for the petitioner also submits that reply affidavit has been filed on 20.01.2026. The same is also not on record.

Registry to verify and connect all the affidavits to the record and list the matter on **26.02.2026**.

JUDGE

Comparing Assistant