

GAHC010220352025



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

Case No. : WP(C)/5810/2025

DIGBOLOY BORAH AND 5 ORS.

S/O.- SRI BIRAJ BORAH, R/O- VILL.- POHARDIA GAON, P.O.- BHURAMORA,
P.S.- GARAMUR, DIST- MAJULI, PIN- 785014, ASSAM.

2: SMTI KRISHNA CHUTIA
S/O- SRI PARAG CHUTIA
R/O- VILL- LAHING ERA GAON
PO - LAHING
PS- TEOK
DIST-JORHAT
PIN-785635
ASSAM.

3: SMTI RITUSMITA DEEVI
D/O - SRI HEMANTA KR. NATH
R/O- POLICE RESERVE
FAUZDAR PATTY
P.O. AND P.S.- NAHAON
DIST- NAGAON
ASSAM
PIN- 782001.

4: DEEPANJAL GHOSH
SON OF SRI NITYANANDA GHOSH
R/O- DAKHIN BIDYANAGAR
P.O. AND P.S- HOJAI
ASSAM
782435.

5: MANOJ NEWAR
S/O- SRI RAMEN KUMAR NEWAR
R/O- TENGABARI
LEHUGAON
P.O. AND P.S.- BISWANATH CHARIALI

DIST.- BISWANATH
ASSAM
PIN-784176.

6: SMTI HIMAKSHI MAJUMDAR
D/O- SRI HEMANTA KUMAR MAJUMDAR
R/O- SONAPUR
P.O.- PANITEMA
CO-DISTRICT KAMALPUR
DIST- KAMRUP
PIN- 781101

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI-6.

2:THE DIRECTOR OF SECONDARY EDUCATION
KAHILIPARA
GUWAHATI-781019

Advocate for the Petitioner : MR. J C GOGOI, MR. K KALITA,MR B ISLAM

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

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO

ORDER

Date : 26.09.2025

Heard Mr. J. C. Gogoi, learned counsel for the petitioner, who submits that the petitioners who have applied for the post of Graduate Teacher in Mathematics are aggrieved with the issuance of the Notification dated 23.08.2024 by which a specific combination apart from major/honours in Mathematics has been prescribed in order to be eligible for the post of Graduate Teacher in Mathematics. The learned counsel submits that the same was not a prescription in terms of the Advertisement floated on 27.12.2023. Since the

recruitment has started from the date of the Advertisement, subsequent change made by the respondents excluding the consideration of the petitioners is arbitrary and illegal and therefore, the candidature of the petitioners in terms of the combination that they have as permissible vide the Notification issued by the State Government in the Secondary Education Department on 07.05.2014 should be applied to their case.

In view of above, issue notice of motion returnable by 3(three) weeks.

Mr. S. M. T. Chistie, learned Standing Counsel, Secondary Education Department accepts notice on behalf of all the respondents.

Petitioner to serve requisite copies of the Writ Petition to the learned counsels appearing for the respondents today within 2(two) days.

List the matter after 3(three) weeks.

Any selection made for the post of Graduate Teacher in Mathematics in the meantime shall be subject to the outcome of this writ petition.

JUDGE

Comparing Assistant