

GAHC010222492022



undefined

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

Case No. : Cont.Cas(C)/602/2022

SUPORNA SINGHA CHOUDHURY
W/O- SANKAR MALAKAR, ASSISTANT TEACHER, HORIZON BASTI
GAUTAM ROY ME SCHOOL, HAILAKANDI, R/O- RONGPUR PART-III, P.O.
KATLICHERRA, DIST. HAILAKANDI, ASSAM, PIN- 788161.

VERSUS

DR. BIJOYA CHOUDHURY AND ANR
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, ASSAM, ASSAM CIVIL
SECRETARIAT, DISPUR, GUWAHATI-788006.

2:SMT. SURANJANA SENAPATI
THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI
ASSAM
PIN- 781019

Advocate for the Petitioner : MR. A K DUTTA, MR. B PURKAYASTHA,MR. B ZAMAN

Advocate for the Respondent : MR S M T CHISTIE, MR. D SAIKIA,MS K DAS

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

09.02.2026

Heard Mr. B. Purkayastha, learned counsel for the petitioner. Also heard Mr. S. M. T. Chistie, learned counsel for the respondents.

A direction was issued by this Court under its order dated 14.06.2022 passed in WP(C) No. 1092/2021 to the Commissioner & Secretary to the Government of Assam in Elementary Education Department to dispose of the appeal preferred by the petitioner within a period of 90 days.

On instruction Mr. Chistie, learned counsel for the respondents, submits that the hearing was concluded on 28.07.2023, however, for passing a speaking order, the authority sought clarification from the District Elementary Education Officer, Hailakandi, the reason for recommendation of respondent Nos. 6 and 7 in place of petitioner, against the School i.e. Harijan Basty Gautam Roy M.E. School, however, for want of such clarification, the speaking order could not be passed.

This is unfortunate that the District Elementary Education Officer, Hailakandi is sitting over the matter for almost 3 years.

Mr. Chistie, learned counsel for the respondents submits that he will complete his instruction in this regard.

If no such clarification is given to the hearing authority, this Court may take adverse opinion against the District Elementary Education Officer, Hailakandi.

List this matter again on 12.03.2026.

A copy of the order 03.08.2023 passed by the Secretary to the Government of Assam, Department of School Education furnished by Mr. Chistie, learned counsel for the respondent is kept on record.

JUDGE

Comparing Assistant