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

Case No. : Cont.Cas(C)/576/2024

SMTI RUBI GOSWAMI
W/O- LATE MUNINDRA SARMA, R/O- VILLAGE AND P.O. MAZIRGAON,
DIST. KAMRUP(M), ASSAM

VERSUS

NARAYAN KONWAR AND ORS.
SECRETARY TO THE GOVT. OF ASSAM, SCHOOL EDUCATION
DEPARTMENT, DISPUR, GHY-6.

2:DR. RAVI KOTA
IAS
CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GUWAHATI-6.

3:SRI M. S. MANIVANNAN
IAS
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
PERSONNEL DEPARTMENT
DISPUR
GUWAHATI-6.

4:SMTI. MALABIKA CHOUDHURY
IAS
SECRETARY TO THE GOVT. OF ASSAM
FINANCE DEPARTMENT
DISPUR
GUWAHATI-6.

5:SRI B. CHAKRABORTY
L. R. AND SECRETARY TO THE GOVT. OF ASSAM

JUDICIAL DEPARTMENT
DISPUR
GUWAHATI-6.

6:SRI SHAH NAWAZ CHOWDHURY
IAS
SECRETARY TO THE GOVT. OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION
DISPUR
GUWAHATI-6.

7:SRI RUP KUMAR RABHA
DEPUTY SECRETARY TO THE GOVT. OF ASSAM
PERSONNEL DEPARTMENT
DISPUR
GUWAHATI-6

Advocate for the Petitioner : MR P SARMAH,

Advocate for the Respondent : MR S M T CHISTIE(R2,6), MR S M T CHISTIE,MR A CHALIHA(R4),MR. B GOGOI(R4),R SAHIINI(R3,7),MR. D NATH(R3,7),MS. S KONWAR,MR. U SARMA

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

03.08.2026

Heard Mr. P. Sarma, learned counsel for the petitioner. Also heard Mr. SMT Chistie, learned counsel for the respondents no.1 & 6, Mr. D Nath, learned Additional Senior Government Advocate, Assam for the respondents no. 2, 3, 5 & 7 and Mr. A Chaliha, learned counsel for the respondent no.4.

Learned counsel for the respondents have entered appearance on the request made by the Court to represent the respective respondents in view of the pendency of this contempt case which has been filed due to non compliance

of the order dated 28.04.2023 passed in WP(C) No.7175/2022.

Mr. SMT Chistie, learned counsel for the respondents no.1 & 6 submits that earlier an Interlocutory Application was filed being IA(Civil) No.87/2026 where the prayer was made for dispensation of personal appearance of the respondent no.1 where a copy of the order dated 31.10.2025 passed by the SLC was also enclosed. It is submitted that the SLC minutes dated 31.10.2025 reflects that the SLC had examined the case of the writ petitioner in deference to the order dated 28.04.2023 passed in WP(C) No.7175/2022 and upon detailed consideration of the facts and circumstances concluded that the case of the petitioner ought not to be considered as the application of the petitioner has to be understood to have spent its force in the light of the ratio laid down by the Apex Court in *the State of West Bengal vs. Debabrata Tiwari* reported in (2023) 5 SCC 763. However, the Interlocutory Application stands disposed of by order dated 04.02.2026 without issuing any notice. Therefore, this Court permits Mr. SMT Chistie, learned counsel for the respondents no.1 & 6 to bring on record by filing additional pleadings in respect of the order dated 31.10.2025 passed by the SLC. This copy be served on the learned counsel for the petitioner.

List the matter on 26.08.2026.

Learned counsel for the petitioner will furnish copies of pleadings to the respective counsel for the respondents, who are representing the respondents,

within 2 (two) working days from today, if not already served.

JUDGE

Comparing Assistant