

GAHC010231122018



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

Case No. : WP(C) 7293/2018

1:GRADUATE LEVEL ELEMENTARY TEACHER ASSOCIATION, ASSAM AND
2 ORS.

REP. BY ITS VICE PRESIDENT NAMELY GHANASHYAM DAS, I/C HEAD
TEACHER OF 142 NO. AGDIA PATHAR L P SCHOOL, UNDER CHENGA
EDUCATION BLOCK, VILL AND P.O- CHENGA, DIST- BARPETA, ASSAM

2: SANTOSH KUMAR TAMANG
EXECUTIVE MEMBER
I/C HEAD TEACHER OF 772 NO. BALAGAON BAZAR L P SCHOOL
UNDER KOKRAJHAR EDUCATION BLOCK
VILL AND P.O- GHARBARI
DIST- KOKRAJHAR ASSAM

3: SAMARENDRA KUMBHAKAR
EXECUTIVE MEMBER GLETA
I/C HEAD TEACHER
CHANNOIPAR L P SCHOOL
UNDER TIHU BARAMA EDUCATIONAL BLOCK
VILL- SANDHELI
P.O- BARPIT DIST- NALBARI ASSA

VERSUS

1:THE STATE OF ASSAM AND 3 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM,
EDUCATION (ELEMENTARY) DEPTT, DISPUR, GUWAHATI- 06

2:THE COMMISSIONER AND SECRETARY
TO THE GOVT OF ASSAM
FINANCE DEPTT DISPUR GUWAHATI- 06

3:THE SECRETARY
TO THE GOVT OF ASSAM
FINANCE (PRU)DEPTT DISPUR GUWAHATI- 06

4:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM KAHILIPARA GUWAHATI- 1

Advocate for the Petitioner : MR. A M S MAZUMDER
Advocate for the Respondent : SC, ELEM. EDU

BEFORE
HONOURABLE MR JUSTICE SONGKHUPCHUNG SERTO

ORDER

Date : 11-10-2018

Heard Mr. A.M.S. Mazumder, learned counsel, appearing for the petitioner.

This is a petition under Article 226 of the Constitution of India, praying for issuance of writ of mandamus, directing the respondents to create the post of Headmaster in all the L.P. Schools of Assam in consonance with the ROP Rules, 2017.

Issue notice to the respondents returnable within 5 (five) weeks.

Mr. R. Borpujari, learned counsel, accepts notice on behalf of the respondent Nos. 2 and 3 and Ms. R. Baruah, learned counsel, accepts notice on behalf of the respondent Nos. 1 and 4.

Since, notice has been accepted on behalf of all the respondents, there is no need of sending formal notice to the respondents.

Learned counsel for the petitioner shall, however, furnish copies of the petition to the learned counsel to enable them to take steps.

List it after **5 (five) weeks**.

JUDGE

Comparing Assistant