

GAHC010232032025



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

Case No. : Cont.Cas(C)/542/2025

GAUTAM THAKURIA
S/O- LATE BHANDURAM THAKURIA, R/O- VILL.- NIZ-NAMATI, P.O. TIHU,
DIST. NALBARI, ASSAM

VERSUS

NARAYAN KONWAR AND 5 ORS
COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM EDUCATION
(SECONDARY) DEPARTMENT, DISPUR, GUWAHATI-6.

2:MAMATA HOJAI
DIRECTOR OF SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

3:JAGADISH BRAHMA
DIRECTOR OF BODOLAND TERRITORIAL COUNCIL
KOKRAJHAR
BTAD
ASSAM

4:JAHURUL ISLAM
INSPECTOR OF SCHOOLS
BAKSA DISTRICT CIRCLE
MUSHALPUR
ASSAM

5:x
Struck off

6:JAYANTO NAULIKAR

THE SECRETARY TO THE GOVT. OF ASSAM
FINANCE (BUDGET) DEPARTMENT
DISPUR
GUWAHATI-6

Advocate for the Petitioner : MRS. K DEVI, N O POMONG

Advocate for the Respondent : MR. B GOGOI (R-6), N.R. SHARMA(R3,4),MS. M BORGHAIN(R3,4),MS. N CHOUDHURY(R3,4),MR. A K BHUYAN(R3,4),MS. B BHUYAN(R3,4),MR. U SARMA,MR B KAUSHIK,MR. D SAIKIA,MR. U SARMA(R-2,1),MR. D SAIKIA(R-2,1),MR B KAUSHIK (R-2,1),MR P NAYAK(R-6),MR A CHALIHA(R-6)

BEFORE
HONOURABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

Date : --05.06.2026

Heard Ms. K. Devi, the learned counsel for the petitioner and U. Sharma, the learned Standing Counsel for Secondary Education and Mr. N. R. Sharma, the learned counsel for the BTC, representing respondent No. 3 & 4 and Mr. A Chaliha, the learned counsel for respondent No. 6.

2. Mr. N. R. Sharma, has placed an instruction, wherein it states that the pension being not a transferred subject, the payment of the pension is left to the State Government. He has also placed a letter written by the Inspector of Schools to the Director of Education, BTC, Kokrajhar, wherein, it was stated that petitioner has claimed for pensionary benefit and that he was working as teacher in the Bhojkuchi High School and that he has retired after completing his 10 years and the copy of the said letter was given to the Director of Secondary Education, Assam.

3. However, Mr. U. Sharma, the learned standing counsel for Secondary Education makes a prayer that should be allowed some time to file the affidavit.

It cannot be lost sight of the fact that the petitioner was not paid his pension in spite of the order by this court. As such, the Secondary Education Department is given only one week's time to file the affidavit.

4. Prayer is allowed.
5. List this matter on 24.06.2026.

JUDGE

Comparing Assistant