

GAHC010236722025



undefined

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

Case No. : WA/380/2025

KABIR AHMED

S/O- ABDUL HASHIM AGED ABOUT 47 YEARS R/O.- VILL.- RATABARI PT.-
2, P.O.- RATABARI, DIST.- KARIMGANJ (SRIBHUMI), ASSAM, PIN- 788735.

VERSUS

THE STATE OF ASSAM AND 28 ORS
REPRESENTED BY THE SECRETARY, DEPARTMENT OF HIGHER
EDUCATION, ASSAM, DISPUR, GUWAHATI 781006.

2:THE DIRECTOR OF HIGHER EDUCATION

ASSAM
KAHILIPARA
GHY 19

3:THE DIST. COMMISSIONER

KARIMGANJ
P.O. AND DIST. SRIBHUMI
ASSAM
788710

4:THE ADDL. DEPUTY COMMISSIONER (EDUCATION)
SRIBHUMI
P.O. AND DIST. SRIBHUMI
ASSAM 788710

5:THE PRINCIPAL (I/C)
KARIMGANJ LAW COLLEGE
RK MISSION ROAD
P.O. AND DIST. SRIBHUMI

ASSAM
PIN 788710

6:MISSION RANJAN DAS

DIST. SRIBHUMI

7:PURNENDU DASTIDAR
DIST. SRIBHUMI

8:BIDHAN CH. BHATACHARJEE
DIST. SRIBHUMI

9:RABIJIT CHAKRABORTY
DIST. SRIBHUMI

10:SURESH ROY BARMAN
DIST. SRIBHUMI

11:BIPLAB DEB
DIST. SRIBHUMI

12:ABDUL MUKTADIR CHOUDHURY
DIST. SRIBHUMI

13:ABU SALEH NIJAMUDDIN
DIST. SRIBHUMI

14:MUKUNDA LAL KOIRI
DIST. SRIBHUMI

15:SUBHRADEEP PAUL
DIST. SRIBHUMI

16:AJIJUR RAHMAN
DIST. SRIBHUMI

17:RAJIB DAS PURKAYASTHA
DIST. SRIBHUMI

18:DILIP KR .DAS
DIST. SRIBHUMI

19:BISWA BARAN BARUAH
DIST. SRIBHUMI

20:DEBOJYOTI ROY
DIST. SRIBHUMI

21:PIKLU DAS

DIST. SRIBHUMI

22:HIRAK DUTTA

DIST. SRIBHUMI

23:ANTARA DEY (KAR)

DIST. SRIBHUMI

24:PAROMITA CHOUDHURY

DIST. SRIBHUMI

25:NIRMAL BANIK

DIST. SRIBHUMI

26:RAJ SHEKHAR DUTTA

DIST. SRIBHUMI

27:SHARBANI CHOUDHRY

DIST. SRIBHUMI

28:PRADIP CHOUDHURY

DIST. SRIBHUMI

29:SANJIT PAUL

RESPONDENT NO. 6 IS THE PRESIDENT
RESPONDENT NO. 7 IS THE VICE PRESIDENT
RESPONDENT NO. 8
9 AND 10 ARE SECRETARY/JOINT SECRETARIES
RESPONDENT NO. 11 IS THE TREASURER AND RESPONDENT NOS 12 TO 29
ARE MEMBERS OF THE NEW MANAGEMENT COMMITTEE OF
KARIMGANJ LAW COLLEGE
RESPONDENT NOS 6 TO 29 ARE C/O THE PRINCIPAL (I/C) OF THE
COLLEGE
P.O. R.K. MISSION ROAD
DIST. SRIBHUMI (ASSAM)
PIN 78871

For the appellant : Mr. A.R. Bhuiyan, Advocate
Mr. A.B.T. Haque, Advocate

For the respondents : Mr. S. Das, S.C., Higher Education
For respondent Nos. 1 and 2
Mr. S. Baruah, Advocate for
Respondent Nos.3 and 4

– B E F O R E –

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

19-01-2026

(Ashutosh Kumar, C.J.)

After some argument, Mr. A.R. Bhuiyan, learned Advocate for the appellant seeks some more time to bring on record the letter of affiliation of the Karimganj Law College with the Assam University which entails certain conditions for the management of the Law College.

The Karimganj Law College, a privately managed and unaided institution, was established in the year 1984. The college was being run by a Steering Committee which handled all administrative, academic and financial matters with its own finances. The Steering Committee was initially formed by a Sponsoring Committee and included members like guardians, teachers, non-teaching staff and others. The college is affiliated academically to Assam University, Silchar and professionally to

the Bar Council of India, requiring compliances with their regulations, such as UGC Affiliation Rules of 2009 and BCI Legal Education Rules of 2008.

It appears that in the year 2020, the Assam University mandated the formation of a registered society/trust to manage the college, which actually prompted the Steering Committee to initiate steps for drafting of by-laws, finalizing objectives and collecting memberships.

However, in the year 2023, the then Deputy Commissioner of Karimganj convened a public meeting and directed for formation of an ad-hoc management committee. This management committee superseded the Steering Committee for three months to form a permanent society. Thereafter, a permanent society came into existence with 29 members which was notified by the Deputy Commissioner on 21st March, 2023.

The appellant was suspended by the new management committee and was also proceeded against departmentally and ultimately he was dismissed from service.

Mr. A.R. Bhuiyan, learned Advocate for the appellant has submitted that the Deputy Commissioner did not have the powers to convene such public meeting and direct for formation of ad-hoc/new management committee. This was a colourable exercise of power without any reason as the affiliation rules and the requirements under the letter of affiliation did not mandate such an action.

In this context, we would require to peruse the letter of affiliation.

Let this case come up for consideration on **18.03.2026**.

JUDGE

CHIEF JUSTICE

Comparing Assistant