

GAHC010238012024



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

**Case No. : WP(C)/5861/2024**

AINUL ALI AND 7 ORS  
S/O- ALAUDDIN AHMED,  
R/O- VILLAGE- MANDAKATA, P.O- MANDAKATA, DIST- KAMRUP , ASSAM

2: JAHANGIR HUSSAIN HAZARI  
S/O- ABDUL MUKIM HAZARI

R/O- VILLAGE- APPIN PART I  
P.O- APPIN

DIST- HAILAKANDI  
ASSAM

3: ABIDA SULTANA LASKAR  
D/O-BODAR UDDIN LASKAR

R/O- WARD NO-11  
HASHIM CHOUDHURY LANE

P.O-R.P ROAD HAILAKANDI  
DIST- HAILAKANDI  
ASSAM

4: ANAMUL HASSAN LASKAR  
S/O-MOYNUL ISLAM LASKAR

R/O- BHAJANTI PUR PART II

P.O-RATANPUR  
DIST- HAILAKANDI  
ASSAM

5: MUSTQUE AHMED MAZARBHUIYA  
S/O-JAWAD ALI MAZARBHUIYA

R/O- VILLAGE BHATIRKUPA PART II

P.O-BHATIRKUPA  
DIST- HAILAKANDI  
ASSAM

6: SABIR AHMOD CHOUDHURY  
S/O-AFTAB UDDIN CHOUDHURY

R/O- VILLAGE SAHABAD PART II

P.O-SAHABAD  
DIST- HAILAKANDI  
ASSAM

7: FORIDA KHANOM LASKAR  
D/O-MOTIBUR RAHMAN LASKAR

R/O- VILLAGE UJANKUPA PART I

P.O-UJANKUPA PART I

DIST- HAILAKANDI  
ASSAM

8: SAMIM AHMED LASKAR  
S/O-ABDUL RAKIB LASKAR

R/O- VILLAGE MOHAMMEDPUR PART I

R.O-RONGPUR SOUTH

DIST- HAILAKANDI  
ASSA

VERSUS

THE STATE OF ASSAM AND ANR  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT, DISPUR,  
GUWAHATI-06.

2:THE DIRECTOR OF SECONDARY EDUCATION  
ASSAM KAHILIPARA GUWAHATI-1

**Advocate for the Petitioner** : MR S BORTHAKUR, MS. P BORAH

**Advocate for the Respondent : SC, SEC. EDU.,**

Linked Case : WP(C)/5713/2024

DR. HASHMAT ALI AND 4 ORS  
S/O- NAWSHAD ALI

R/O- KHATARTARY

P.O.- BONGHUGI

DIST.- BARPETA  
ASSAM.

2: FARUK ABDULLAH  
S/O- ABDUL AWAL

R/O- RANGIA

P.O.- BAGODI

DIST.- BARPETA  
ASSAM.

3: HABIBUR RAHMAN  
S/O- ABUL HASAN

R/O- PUB-KARDOIGURI

P.O.- KARDOIGURI

DIST.- BAJALI  
ASSAM.

4: OMAR FARUQUE AHMED  
S/O- MOFIZ UDDIN AHMED

R/O- DHUPAGURI PATHER

P.O.- DHUPAGURI

DIST.- NAGAON  
ASSAM.

5: JURAN ALI  
S/O- BADSHA SHEIKH

R/O- NOLONGA PAHAR TOLL

P.O. RAMHARIR CHAR

DIST.- GOALPARA  
ASSAM.  
VERSUS

THE STATE OF ASSAM AND ANR.  
REPRESENTED BY THE COMMISSIONER AND SECRETARY

DEPARTMENT OF EDUCATION (SECONDARY)

GOVT. OF ASSAM  
DISPUR  
GUWAHATI- 781006.

2:THE DIRECTOR OF SECONDARY EDUCATION  
GOVERNMENT OF ASSAM  
KAHILIPARA  
GUWAHATI- 781019.

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Advocate for : MR S BORTHAKUR  
Advocate for : SC  
SEC. EDU. appearing for THE STATE OF ASSAM AND ANR.

Linked Case : WP(C)/5852/2024

MOKLESUR RAHMAN AND 4 ORS  
S/O- IDRIS ALI

R/O- BORTALOWA

P.O.- DHALIGAON

DIST.- CHIRANG  
ASSAM.

2: NAZRUL ISLAM  
S/O- MAKBUL HUSSAIN

R/O- BALAGAON

P.O.- BALAGAON

DIST.- BARPETA  
ASSAM.

3: MD. EBARAT ALI  
S/O- AZIM UDDIN

R/O- PORABHARAL

P.O.- SUKMANAH

DIST.- BARPETA  
ASSAM.

4: MIRZA OSMAN GANI  
S/O- MIRZA NURUL AMIN

R/O- AIKHARI BILOR PATHER

P.O.- BILASHIPARA BAZAR

DIST.- BAKSA  
ASSAM.

5: ARIFUR RAHMAN  
S/O- MD. QURBAN ALI

R/O- ALITANGONI

P.O.- JURIRPAR

DIST.- NAGAON  
ASSAM.  
VERSUS

THE STATE OF ASSAM AND ANR  
REPRESENTED BY THE COMMISSIONER AND SECRETARY

DEPARTMENT OF EDUCATION (SECONDARY)

GOVT. OF ASSAM

DISPUR  
GUWAHATI- 781006.

2:THE DIRECTOR OF SECONDARY EDUCATION  
GOVERNMENT OF ASSAM

KAHILIPARA  
GUWAHATI- 781019.

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Advocate for : MR S BORTHAKUR  
Advocate for : SC  
SEC. EDU. appearing for THE STATE OF ASSAM AND ANR

Linked Case : WP(C)/5855/2024

SYEDA ZINNA AKHATARA AHMED AND 6 ORS  
D/O- MD. ANOWARUL ISLAM

R/O- HOUSE NO. 97

SAMANNAY PATH

P.O.- DEVKOTA NAGAR

DIST.- KAMRUP(METRO)  
ASSAM.

2: JAKARIA AHMED CHOUDHURY  
S/O- AFTAB UDDIN CHOUDHURY

R/O- TOWN W/NO. 11

P.O.- RATANPUR ROAD

DIST.- HAILAKANDI  
ASSAM.

3: MUNIM RASUL MAZUMDER  
S/O- AZIR UDDIN MAZUMDER

R/O- VILL.- RONGPUR PART-4

PO- KATLICHERRA

DIST.- HAILAKANDI  
ASSAM.

4: ALTAF HUSSAIN BARBHUIYA  
S/O- NASIR UDDIN BARBHUIYA

R/O- VILL.- SHYAMPUR

P.O.- KARICHERRA

DIST.- HAILAKANDI  
ASSAM.

5: AZMOL HUSSAIN MAZUMDER  
S/O- AZIR UDDIN MAZUMDER

R/O- VILL.- BHAJANTIPUR-1

P.O.- RATANPUR

DIST.- HAILAKANDI  
ASSAM.

6: HAMIDA BEGUM CHOUDHURY  
D/O- FAIZUL HUSSAIN CHOUDHURY

R/O- VILL. MATIJURI DAKHIN SHUNAPUR

P.O.- MATIJURI

DIST.- HAILAKANDI  
ASSAM.

7: THOUHIDUR RAHMAN LASKAR  
S/O- LATE AZIZUR RAHMAN LASKAR

R/O- VILL.- SAHABAD PART-I

P.O.- SAHABAD

DISTRICT- HAILAKANDI  
ASSAM.  
VERSUS

THE STATE OF ASSAM AND ANR  
REPRESENTED BY THE COMMISSIONER AND SECRETARY

DEPARTMENT OF EDUCATION (SECONDARY)

GOVT. OF ASSAM

DISPUR  
GUWAHATI- 781006.

2: THE DIRECTOR OF SECONDARY EDUCATION  
GOVERNMENT OF ASSAM

KAHILIPARA  
GUWAHATI- 781019.

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Advocate for : MR S BORTHAKUR  
Advocate for : SC  
SEC. EDU. appearing for THE STATE OF ASSAM AND ANR

**BEFORE  
HONOURABLE MR. JUSTICE NELSON SAILO**

**ORDER**

Date : **15.12.2025**

It is submitted at the bar that the respondents have filed their counter affidavit only in WP(C)/5855/2024 and in WP(C)/5852/2024 and not in the other two cases.

It is however seen that all these matters are clubbed together.

Ms. P. Das, learned Standing Counsel, Secondary Education Department prays for and is granted further 3(three) weeks time to file counter affidavit.

List again on 29.01.2026.

**JUDGE**

**Comparing Assistant**