

GAHC010246032022



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

**Case No. : Cont.Cas(C)/724/2022**

MANJU DEVI  
D/O. MUKTA SARMA, VILL. JATIA BHANGARA, P.O. LOCH, PIN-781381,  
DIST. KAMRUP, ASSAM.

VERSUS

P JIDUNG AND ORS.  
THE DIRECTOR, SECONDARY EDUCATION ASSAM, KAHILIPARA,  
GUWAHATI-781019.

2:NARAYAN KONWAR  
IAS  
SECRETARY TO THE GOVERNMENT OF ASSAM  
DEPARTMENT OF SCHOOL EDUCATION  
DISPUR  
GUWAHATI-781006.

3:MAMATA HOJAI  
THE DIRECTOR  
SECONDARY EDUCATION ASSAM  
KAHILIPARA  
GUWAHATI-781019  
DISTRICT KAMRUP (M)  
ASSAM

**Advocate for the Petitioner** : MR. R C SAIKIA, MS. N DEY,MS. K SAIKIA

**Advocate for the Respondent** : MR S M T CHISTIE, SC, FINANCE DEPTT.,MR. M BHUYAN,MR.  
U SARMA (R-2),MR. N J KHATANIAR (R-2),MR. D SAIKIA (R-1,2),SC, SEC. EDU.

**BEFORE  
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

**ORDER**

**19.09.2025**

Heard Mr. R.C. Saikia, learned Senior Counsel, assisted by Mr. J.P. Baruah, learned counsel, appearing for the petitioner. Also heard Mr. U. Sharma, learned counsel, appearing for the respondent/contemnor No. 2.

**2.** Apt to refer to relevant paragraph of the order dated 29.07.2025.

*2. This contempt petition is filed alleging willful and deliberate violation of the Court's Order dated 16.03.2022 passed in WP(C) No. 741/2020. Pursuant to the disposed of writ petition, as directed by this Court, the Director of Secondary Education, Assam has passed a Speaking Order on 02.01.2025, whereby he has come to a finding that there is a requirement for retention and normalization of the post of Hindi Teacher in Padum Kuwari Balika High School, Kamrup, where the petitioner is presently working and therefore the proposal for ex post facto approval to normalize the post of Hindi Teacher should be submitted forthwith to the Government to complete all necessary formalities. Further, the Director of Secondary Education, Assam has also found that the petitioner is entitled to salary w.e.f. 02.06.2008 till today, as she has been rendering her services without any interruption.*

*3. Mr. R. C. Saikia, learned Senior Counsel, submits that despite the finding and the Speaking Order passed by the Director of Secondary Education, Assam no benefit has been released to the petitioner including the arrear salaries till date.*

*4. At this stage, Mr. B. Gogoi and Mr. U. Sharma, learned counsels submit that there are certain formalities which are left to be done, including certain information which has been sought from the Inspector of Schools, Kamrup. Such details were sought on 15.07.2025 and the clarification is still awaited. Therefore, they submit that further 2 (two) weeks' time may be granted to get back to the Court with the up-to-date status of the case.*

*5. In support of their submission, the learned counsels have*

*produced the Communication dated 15.07.2025. The same has been retained on record and marked as "x" for identification.*

*6. Having regard to the above submissions, this Court deems it fit and proper to defer the matter for 2 (two) weeks. List the matter again on 28.08.2025.*

*7. Mr. U. Sharma and Mr. B. Gogoi, shall get their instructions by the next date.*

**3.** It appears that based on the submission of the learned counsel appearing for the contemnor/respondent that certain formalities are left to be done in order to comply with the order passed by this court, the matter was deferred by 2 (two) weeks. Thereafter, it appears that the matter came up before this court on 28.08.2025, on which date the learned counsel appearing for the respondent/contemnor submitted as per instructions received that the Finance Department has conveyed its concurrence regarding the proposal of ex post facto approval of retention and normalization of the post of Hindi teacher being held the petitioner while serving in Padum Kuwari Balika High School by endorsement dated 22.08.2025 in e-file E-266558 and that the department, post re-opening of the office on 26.08.2025 has taken up the matter and is in process.

**4.** In view of the aforesaid, categorical instructions, which has also been taken on record and marked as "Y", the matter was further deferred to 11.09.2025. It further appears that on 11.09.2025 when the matter was called, the learned counsel, appearing for the respondent/contemnor further took time to obtain instructions to produce the up-to-date status of the e-file E-266558. Today also when the matter is called Mr. U. Sharma, learned counsel, appearing for the

respondent/contemnor No. 2., seeks further time.

**5.** The prayer is allowed; however, it is made clear that if the instruction/affidavit as called for earlier by this court is not made available by the next date of listing, the respondent/contemnor shall be personally present in the court.

**6.** Re-list the matter on 23.10.2025.

**JUDGE**

**Comparing Assistant**