

GAHC010259412023



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

Case No. : WP(C)/6786/2023

MD AHEDUL HUSSAIN
S/O- LATE ABDUL SAMAD,
R/O- VILLAGE RANGIA WARD NO-2, (KURIARA PATH,
P.O AND P.S- RANGIA,
DIST- KAMRUP (R), ASSAM

VERSUS

THE STATE OF ASSAM AND 8 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION (SECONDARY) ASSAM,
DISPUR, GUWAHATI-6.

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

3:THE INSPECTOR OF SCHOOLS
NALBARI DISTRICT CIRCLE
NALBARI
ASSAM

4:MD. ABDUL KADIR

S/O- ISAHAQUE ALI

R/O- VILLAGE GORGORI

P.O- TINIPUKHURI
DIST- NALBARI
ASSAM

PIN-781367

5:THE HEADMASTER
PASCHIM BANBHAG ANCHALIK HIGH SCHOOL

VILL- NARAYAN GAON

P.O- TINIPUKHURI
DIST- NALBARI
ASSAM
PIN-781367

6:THE DIRECTOR
OF VIGILANCE AND ANTI CORRUPTION
ASSAM
SRIMANTAPUR
RUPNAGAR
GUWAHATI-32

7:S.N CHOUDHURY
SECRETARY
GOVT. OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION
DISPUR
GHY-06

8:JAYANTA THAKURIA
INSPECTOR OF SCHOOLS
NALBARI
ASSAM
PIN-781335

9:RAMEN SARMA
WORKING AS CLERK IN THE OFFICE OF THE INSPECTOR OF SCHOOLS
NALBARI
ASSAM
PIN-78133

Advocate for the Petitioner : MS. A TALUKDAR

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HON'BLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA
O R D E R

13.12.2023

Heard Ms. A Talukdar, learned counsel for the petitioner, Mr. B Kaushik, learned counsel for the respondents in the Secondary Education Department, Government of Assam and Ms. T Hazarika, learned Junior Government Advocate for the respondent No. 6.

Issue notice returnable in six weeks.

Extra copies of the writ petition be furnished to the respective learned counsel within three days.

Petitioner to take steps for service of notice on the respondents No. 4, 5, 7, 8 and 9 by registered post with A/D cards within three days.

In the interim, it is provided that any selection or provincialisation of the respondent No. 4 Md. Abdul Kadir shall be subject to the result of the writ petition and in the event the writ petition is decided in favour of the writ petitioner, the respondent No. 4 will have to make way for the petitioner and no legal right will be bestowed upon the respondent No. 4.

The respondents in the Secondary Education shall their affidavit in the meantime.

List the matter after six weeks.

JUDGE

Comparing Assistant