

GAHC010272162024



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

Case No. : WP(C)/6866/2024

SADEM ALI AHMED

S/O- LATE ABDUS SATTAR, VILL.- UZIRAR CHAR, P.O.- UZIRAR CHAR, P.S.
BARPETA, DIST.- BARPETA (ASSAM), PIN- 783101

VERSUS

THE STATE OF ASSAM AND 8 ORS.

REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM, DEPTT. OF
SECONDARY EDUCATION, ASSAM, GUWAHATI- 781006

2:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19

3:THE DISTRICT COMMISSIONER
BARPETA
DIST.- BARPETA
PIN- 781301

4:THE INSPECTOR OF SCHOOLS
BDC
BARPETA
PIN- 781301

5:THE DISTRICT ELEMENTARY EDUCATION OFFICER
BARPETA
PIN- 781301

6:THE HEADMASTER
UZIRAR CHAR HIGH SCHOOL

P.O.- UZIRAR CHAR
DIST.- BARPETA (ASSAM)
PIN- 783101

7:THE SCHOOL MANAGING AND DEVELOPMENT COMMITTEE (SMDC)
2023

OF UZIRAR CHAR HIGH SCHOOL
P.O.- UZIRAR CHAR
DIST.- BARPETA (ASSAM)
PIN- 783101
REPRESENTED BY THE HEADMASTER
UZIRAR CHAR HIGH SCHOOL
P.O.- UZIRAR CHAR
DIST.- BARPETA (ASSAM)
PIN- 783101

8:RASHEDUL ISLAM
S/O- ISMAIL HUSSAIN
VILL- PAHAR SINGH PARA
P.O.- DUBAPARA
P.S. MORNOI
DIST.- GOALPARA (ASSAM)
PIN- 783101
REPRESENTED BY THE HEADMASTER
UZIRAR CHAR HIGH SCHOOL
P.O.- UZIRAR CHAR
DIST.- BARPETA (ASSAM)
PIN- 783101

9:SAYED MOFIDA SULTANA
D/O- MOKADESH ALI
W/O- AKHIRUL ISLAM
VILL- MANKACHAR
P.O.- MANKACHAR HATSINGIMARI
DIST.- MANKACHAR (ASSAM)
PIN- 783131
C/O- HEADMASTER OF UZIRAR CHAR HIGH SCHOOL
P.O.- UZIRAR CHAR
DIST.- BARPETA (ASSAM)
PIN- 78310

Advocate for the Petitioner : MS. T BEGUM, MS. T BEGUM,MR. A ROSHID

Advocate for the Respondent : SC, ELEM. EDU, SC, SEC. EDU.,MS N M SARMA,MR. W A SHEIKH(R-6,7),MS F INTAZ(R-6,7),MR. M A SHEIKH (R-6,7),MS F INTAZ(R-8,9),MR. W A SHEIKH(R-8,9),MR. M A SHEIKH (R-8,9),GA, ASSAM,SC, HIGHER EDU

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

30.07.2026

Heard learned counsel for the parties.

Mr. D. Sharma, learned Additional Senior Government Advocate is permitted to complete his instructions as to the inclusion of the name of the Private Respondent No. 8 in the post of the President of the School Management Committee in terms of the notification dated 6th of August, 2014, where the President and the Vice President are to be local senior persons of the village. However, the Private Respondents No. 8 and 9 have been incorporated as President and Vice-President. Although in so far as the Respondent No. 8 is concerned, there is a clear averment in the affidavit filed that he is a resident of the neighbouring District of Goalpara. Although the distance between the School and his residence is four kilometer.

The learned Additional Senior Government will apprise the Court on the next date as to whether the selection is made as per the norms specified in the said notification.

Accordingly, list this matter on 19.08.2026.

JUDGE

Comparing Assistant