

GAHC010279172018



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

Case No. : WP(C)/8846/2018

BHAKTA RAM BORA AND 5 ORS.
S/O LATE TILBA BORA
R/O NARENGI FOREST GATE NO. 1 MATHGHARIA
GUWAHATI- 781036, DIST. KAMRUP (M), ASSAM

2: SRI PABAN DAS
S/O LATE SARGESHWAR DAS
R/O NIZ BOHORI
BARPETA PIN - 781305.
DIST. BARPETA
ASSAM

3: SRI DILIP TALUKDAR
S/O LATE ATUL TALUKDAR
R/O NIZ BOHORI

BARPETA
PIN - 781305

DIST. BARPETA
ASSAM

4: SRI HARICHARAN PATOWARY
S/O LATE TARANI PATOWARY
R/O BARBILA
BHELLA
BARPETA
DIST. BARPETA
ASSAM

5: SRI MANISH BHATTACHARJEE

S/O SRI HIRANMAY BHATTACHARJEE
R/O WARD NO. 6

LANKA
HOJAI
DIST.HOJAI
ASSAM

VERSUS

THE STATE OF ASSAM AND 10 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM,
HIGHER EDUCATION DEPARTMENT,
DISPUR, GUWAHATI- 781006.

2:THE FINANCE DEPARTMENT

REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM

DISPUR
GUWAHATI-06.

3:THE DIRECTOR OF HIGHER EDUCATION

GOVT. OF ASSAM

KAHILIPARA
GUWAHATI-19.

4:THE HANDIQUE GIRLS COLLEGE

REP. BY THE PRINCIPAL AND SECRETARY GUWAHATI- 781001
DIST. KAMRUP (M)
ASSAM

5:THE GOVERNING BODY

HANDIQUE GIRLS COLLEGE

REP. BY THE PRESIDENT OF GOVERNING BODY HANDIQUE GIRLS
COLLEGE

GUWAHATI - 781001

DIST. KAMRUP (M)
ASSAM

6:THE MADHYA KAMRUP COLLEGE

REP. BY IS PRINCIPAL AND SECRETARY
CHENGA

DIST. BARPETA
ASSAM

7:THE GOVERNING BODY

MADHYA KAMRUP COLLEGE
REP BY THE PRESIDENT OF GOVERNING MADHYA KAMRUP COLLEGE

CHENGA
DIST. BARPETA
ASSAM

8:THE BAOSI BANIKANTA KAKATI COLLEGE

REP. BY ITS PRINCIPAL AND SECRETARY
NAGAON
DIST. BARPETA
ASSAM.

9:THE GOVERNING BODY

THE PRINCIPAL

BAOSI BANIKANTA KAKATI COLLEGE
NAGAON
DIST. BARPETA.

10:THE LANKA MAHAVIDYALAYA

HOJAI

REP. BY THE PRINCIPAL AND SECRETARY
DIST. HOJAI (M)
ASSAM.

11:THE GOVERNING BODY

LANKA MAHAVIDYALAYA
HOJAI
REP. BY THE PRESIDENT OF GOVERNING BODY LANKA MAHAVIDLAYA
HOJAIM
DIST. HOJAI (M)
ASSA

Advocate for the Petitioner : , MR. M P SARMA,MR. R SINGHA

Advocate for the Respondent : SC, HIGHER EDU, MR. H S BORAH(R10,11),P.
BORAH(R10,11),MR. P HAZARIKA(R10,11),MR. D P CHALIHA (R4),MR. U P CHALIHA

(R4),SC, FINANCE DEPTT.

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

04.08.2026

In view of the order passed today in I.A.(Civil) No. 2381/2026, the respondents Nos. 10 & 11 are struck off from the array of party respondents in this present writ petition.

2] Registry will take the necessary steps.

3] During the course of hearing, a query was made regarding the relevant statutory rules or the procedure governing the sanction of vacant posts required to be available in an aided college for making appointments to Grade III and Grade IV posts. In response, the learned Standing Counsel for the Higher Education Department submitted that there are circulars and Office Memorandum (OMs) governing the subject, which he proposes to place before this Court along with the relevant judgments.

4] The matter therefore, stands deferred to be listed after one week.

5] Mr. D.P. Chaliha, learned Senior Counsel assisted by Mr. P. Das, learned counsel appears for the respondents Nos. 4 and 5.

JUDGE

Comparing Assistant