

GAHC010279302023



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

Case No. : WP(C)/7278/2023

MANUARA BEGUM AND 4 ORS
WIFE OF BASED ALI,
RESIDENT OF NIZKATHIATOLI,
P.S.- KAMPUR,
DIST.- NAGAON, ASSAM.

2: MAITREE BANIK
WIFE OF SHRI BADAL DAS GUPTA

RESIDENT OF SONARIBARI

P.O. AND P.S.- SAMAGURI

DIST.- NAGAON
ASSAM.

3: GITA BORAH
W/O- SURENDRA BARUAH

RESIDENT OF HAIBORGAON

P.O.
P.S. AND DIST.- NAGAON

ASSAM.

4: NAZRINA BEGUM
D/O- LATE ADIL HUSSAIN

R/O- SADAR THANA ROAD

P.O.
P.S. AND DIST.- NAGAON

ASSAM.

5: KHALID AHMED
S/O- LATE ATAUAR RAHMAN

R/O- ADP ROAD
NAGAON

P.O.
P.S. AND DIST.- NAGAON

ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM,
ELEMENTARY EDUCATION DEPARTMENT,
DISPUR, ASSAM, PIN- 781006.

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

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
NAGAON
ASSAM
PIN- 782001.

4:THE INSPECTOR OF SCHOOLS
NAGAON
ASSAM. PIN- 782001.

5:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM

FINANCE DEPARTMENT
DISPUR
GUWAHATI-06

Advocate for the Petitioner : MR. K BORUAH, MR. P BORDOLOI,MS P DAS,MR. M ALAM

Advocate for the Respondent : SC, ELEM. EDU, SC, FINANCE DEPTT.,MR. R BORPUJARI (R-5),MR P N SARMA

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

Date : 13.03.2026

Heard Mr. P Bordoloi, learned counsel for the petitioner. Also heard Ms. N Phukan, learned standing counsel, Department of Elementary Education, Assam.

2. Mr. P Bordoloi, learned counsel for the petitioner after placing the facts of the matter, has submitted that the case of the petitioner is covered by the decision of a Coordinate Bench of this Court rendered vide order dated 12.08.2021 in WP(C)/8694/2018 (***Sukumar Sarkar & 7 Ors vs The State of Assam & 8 Ors***).

3. Ms. N Phukan, learned standing counsel, Department of Elementary Education, Assam, prays that she be granted 10 (Ten) days time to verify as to whether the case of the petitioners would be covered by the said decision rendered by a Coordinate Bench of this Court in the case of ***Sukumar Sarkar (Supra)***.

3. Accordingly, Registry to list the matter again on 25.03.2026.

JUDGE

Comparing Assistant