

GAHC010282482023



undefined

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

**Case No. : WP(C)/7443/2023**

RAFIQUL ISLAM  
SON OF LATE KASHEUR ALI, RESIDENT OF VILLAGE- GHILAZARI, P.O.  
GHILAZARI, IN THE DISTRICT OF BARPETA (ASSAM), PIN- 781316

VERSUS

THE STATE OF ASSAM AND 5 ORS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM,  
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI- 781006

2:THE COMMISSIONER AND SECRETARY  
GOVERNMENT OF ASSAM  
FINANCE DEPARTMENT  
DISPUR  
GUWAHATI-6

3:THE DIRECTOR  
ELEMENTARY EDUCATION  
ASSAM-CUM-CHAIRMAN  
STATE LEVEL SCRUTINY COMMITTEE  
KAHILIPARA  
GUWAHATI- 781019

4:THE DISTRICT SCRUTINY COMMITTEE  
BARPETA  
REPRESENTED BY ITS CHAIRMAN  
DEPUTY COMMISSIONERS  
BARPETA P.O. AND DISTRICT- BARPETA (ASSAM)  
PIN- 781316

5:THE DISTRICT ELEMENTARY EDUCATION OFFICER  
BARPETA-CUM-THE MEMBER SECRETARY  
DISTRICT SCRUTINY COMMITTEE  
P.O.- BARPETA  
DISTRICT- BARPETA (ASSAM)  
PIN- 781316

6:THE BLOCK ELEMENTARY EDUCATION OFFICER  
GOBARDHANA BLOCK  
BARPETA ROAD  
DISTRICT- BARPETA (ASSAM)  
PIN- 78131

**Advocate for the Petitioner** : MR. B HUSSAIN, MR. A K HUSSAIN

**Advocate for the Respondent** : GA, ASSAM, SC, FINANCE,SC, ELEM. EDU

**BEFORE**  
**HONOURABLE MR. JUSTICE NELSON SAILO**

**ORDER**

**Date : 07-05-2026**

The issue to be considered in this writ petition is as to whether the case of the petitioner was considered by the District Scrutiny Committee (DSC), which held its meeting on 17.05.2018 in terms of the details furnished by the Headmaster of Naba Milan M.E. Madrassa on 05.06.2017, wherein the details of as many as 10 (ten) teachers including that of the petitioner was highlighted or the case of the petitioner was not considered by the DSC while recommending 4 (four) teachers for provincialisation at Sl. No. 87 of the minutes of the DSC. In other words, whether the case of the petitioner was placed before the DSC and was then rejected or the case of the petitioner was not at all placed before the DSC.

Instruction on this issue be obtained by Mr. P Saikia, learned Government Advocate.

List the matter again on 21.05.2026.

**JUDGE**

**Comparing Assistant**