

GAHC020005652024



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

**Case No. : I.A.(Civil)/145/2024**

MR. N NCHUMTHUNG AND 17 ORS  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
TSUNGIKI A  
WOKHA NAGALAND

VERSUS

STATE OF NAGALAND AND 3 ORS  
REPRESENTED BY THE CHIEF SECRETARY  
GOVT. OF NAGALAND

**Advocate for the Petitioner : A. ZHIMOMI,**

**Advocate for the Respondent : GOVT ADV NL,**

Linked Case : WA/24/2024

MR. N. NCHUMTHUNG MURRY AND 17 ORS  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
TSUNGIKI A  
WOKHA NAGALAND

2: MHONBENI MURRY  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
WOKHA NAGALAND

3: N ABENTHUNG KITHAN  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
MUNGYA  
WOKHA NAGALAND

4: ACHUMLO N HUMTSOE  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
WOKHA TOWN C  
WOKHA NAGALAND

5: KHYOPENTHUNG JAMES Y KIKON  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
PONGIDONG  
WOKHA NAGALAND

6: M BENCHUMLO HUMTSOE  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
TSUNGIKI A  
WOKHA NAGALAND

7: T YILOBENI EZUNG  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
WOKHA TOWN B  
WOKHA NAGALAND

8: RENPONTUNG ODYUO KHARKONGAR  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
WOZHURO  
WOKHA NAGALAND

9: T LIBENTHUNG MURRY  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
WOKHA TOWN A  
WOKHA NAGALAND

10: L YANBEMO ENYIO  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
WOZHURO  
WOKHA NAGALAND

11: ALENO NGUKHA  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
MIMA  
KOHIMA NAGALAND

12: RAMPUANA THOU  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
SECTOR B  
JALUKIE TOWN  
PEREN NAGALAND

13: IMKONGWABANG  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
DISTRICT MISSION AUTHORITY  
MOKOKCHUNG NAGALAND

14: T ASANGLA  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
LONGRIMENDANG AO GOVT. HIGH SCHOOL  
MOKOKCHUNG NAGALAND

15: CHUBAYANGLA  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
SUMI  
MOKOKCHUNG NAGALAND

16: LIANARO  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
A AND B SECTOR  
MOKOKCHUNG NAGALAND

17: N W AYANGLA  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. HIGHER SECONDARY SCHOOL  
MANGKOLEMBA  
MOKOKCHUNG NAGALAND

18: IMODANGBA  
GRADUATE TEACHER (2010 SSA BATCH)  
DEPT. OF SCHOOL EDUCATION  
GOVT. MIDDLE SCHOOL  
MAREPKONG  
MOKOKCHUNG NAGALAND  
VERSUS

STATE OF NAGALAND AND 3 ORS  
REPRESENTED BY THE CHIEF SECRETARY  
GOVT. OF NAGALAND

2:THE COMMISSIONER AND SECRETARY  
P AND AR DEPT.  
NAGALAND KOHIMA

3:THE COMMISSIONER AND SECRETARY  
DEPT. OF SCHGOOL EDUCATION  
NAGALAND KOHIMA

4:THE PRINCIPAL DIRECTOR  
DIRCTORATE OF SCHOOL EDUCATION  
NAGALAND KOHIMA

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Advocate for : A. ZHIMOMI  
Advocate for : GOVT ADV NL appearing for STATE OF NAGALAND AND 3  
ORS

**BEFORE**  
**HON'BLE MR. JUSTICE MANISH CHOUDHURY**  
**HON'BLE MR. JUSTICE KAKHETO SEMA**

**ORDER**

**25.09.2024**

*(M. Choudhury, J)*

Heard Mr. N. Mozhui, learned counsel for the applicants and Ms. V. Suokhrie, learned Additional Advocate General, State of Nagaland for the opposite parties.

The instant Interlocutory Application under Section 5 of the Limitation Act, 1963 read with Rule 2 (2) of Chapter V-A of the Gauhati High Court Rules has been preferred seeking condonation of delay of 54 (fifty-four) days in preferring the accompanying writ appeal. The accompanying writ appeal has been preferred to assail the Judgment and Order dated 10.06.2024 in a writ petition, WP(C)/278/2022, passed by a learned single Judge. By the Judgment and Order dated 10.06.2024, in the writ petition, WP(C)/278/2022 preferred by the applicants as writ petitioners, has been dismissed.

We have gone through the statements and averments made in the instant interlocutory application, more particularly, paragraph-10 thereof. Having gone through the same, we are of the considered view that the applicants have been able to explain the reason for delay showing sufficient cause.

Ms. V. Suokhrie, learned Additional Advocate General, State of Nagaland appearing for the opposite parties has submitted that she has

no instruction to oppose the instant interlocutory application seeking condonation of delay and has fairly submitted that the accompanying writ appeal can be heard on merits, after condoning the period of delay.

In view of the above, the instant Interlocutory Application seeking condonation of delay of 54 (fifty-four) days in preferring the accompanying writ appeal stands allowed.

The Registry to register the accompanying writ appeal and thereafter, list the same for admission.

**JUDGE**

**JUDGE**

**Comparing Assistant**