

GAHC030005652023



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

Case No. : WP(C)/135/2023

Sh. Lalrawngbawla and 759 Ors.
S/o H Lalthlamuana, R/o Tlungvel Gate Veng, Serchhip District, Mizoram 2:
Smt. F Lalhnehkimi

3: Smt. Lalhmingmawii

4: Sh. Samuel Lalremruata

5: Sh. R Lalnunsangi

6: Smt. C Lalnunmawii

7: Smt. Lalengzami Sailo

8: Smt. R Lalramdinthari

9: Smt. R Lallawmawmi

10: Sh. Varhmingliana

11: Smt. R Lalengzuali

12: Smt. H Ramdinthari

13: Smt. H Lalthlamuanpuui

14: Smt. F Lalringliani

15: Smt. C Vanlalmuani

16: Sh.Lalvulmawia Ralte

17: Smt. Malsawmtluangi

18: Smt. Vanlalsiamthari

19: Smt. Lalrokimi

20: Smt. R Lalenglawmi

21: Smt. Lalrinchhani

22: Smt. Lalpanmawii

23: Sh. Lawrence Lalrammawia

24: Smt. PC Lalrammawii

25: Smt. Lalremmawii BC

26: Smt. C Lalrinawmi

27: Smt. H Tlanghmingmawii

28: Smt. Linda Lalrintluangi

29: Smt . RLC Lalramthlanmawii

30: Smt. C Lalramthari

31: Smt. R Zirsangliani

32: Smt. Lianzami

33: Smt. Lalramhluni Jahau

34: Sh. Lalvohbika

35: Smt. Zosangliani Hnamte

36: Sh. Lalngaihzuala

37: Smt. F Lalremsiami

38: Smt. C Zomuankimi

39: Smt. Vanlalzawni

40: Smt. J Vanlalzuali

41: Smt. Vanlalruati

42: Smt. Lalnunsangi

43: Sh. F Lalramfangzauva

44: Smt. Dorothy Lalnuntluangi

- 45: Smt. H Lalbiakrovi
- 46: Smt. Lalngaihzuai
- 47: Smt. C Lalthlamuani
- 48: Sh. K Remlalliana
- 49: Smt. K Sangthuami
- 50: Smt. Jenny Ruatsangpuii
- 51: Smt. K Lalbuatsaihi
- 52: Smt. R Lalrintluangi
- 53: Sh. Chanchinthamawia
- 54: Sh. F Lallawmzuala
- 55: Smt. C Lalruatfeli
- 56: Smt. Laldinmawii
- 57: Smt. Hmingthanmawii
- 58: Smt. K Lallianmawii
- 59: Smt. C Laldinpuii
- 60: Smt. Lalvenhimi Hnamte

61: Smt. B Laldinmawii

62: Smt. R Lalawmpuii

63: Sh. R Vanlalawmpuia

64: Smt. Zomuanpuii

65: Smt. Laltlanzovi

66: Smt. Lalruatsangi

67: Smt. Lamthangpuii Fanai

68: Sh. Chawngchhuanmawia

69: Smt. R Lalruatzeli

70: Sh. Vanlalvena

71: Smt. Bobby Lalchhuanawmi

72: Smt. LH Lalsangpuii

73: Smt. Laltlanmawii

74: Smt. H Lalruatfeli

75: Sh. V Lalruatdika

76: Sh. Marco Lalvulmawia

77: Smt. Laldinmawii

78: Smt. H. Zomuanpuui

79: Smt. Ramdinmawii

80: Smt. Runremsangi

81: Sh. R Zonunsanga

82: Smt. Lalruatpuui

83: Smt. K Lalhmingmawii

84: Smt. Esther Ramengmawii

85: Smt. Zomuanpuui

86: Smt. R Lalremsangi

87: Sh. Tlangthanmawia

88: Smt. Ramnghahmawii Ralte

89: Smt. Laldusaki

90: Smt. Lallawmzeli

91: Smt. Lalbiaknungi

92: Smt. Lalbiaknungi

93: Smt. H Zahmingthangi

94: Smt. Lalnuntluangi Hmar

95: Smt. K Lalnunzami

96: Smt. Zahmingliani

97: Smt.Lalthazuali

98: Smt. Lalramtluangi

99: Sh. Ramliansanga

100: Sh. H Lalbiakmawia

101: Smt. Lalparmawii

102: Smt. Lalrinmawii

103: Smt. Lamkhualzovi

104: Smt. Lalrinhlui

105: Smt. C Lalngaizuali

106: Sh. PC Vanlalnela

107: Smt. Lalenkawli Ralte

108: Smt. Melory Malsawmtluangi

109: Smt. Lalhlupuii

110: Smt. Malsawmtluangi

111: Smt. K Zothansangi

112: Smt. Diana Lalzuimawii

113: Dmt. R Lalremruati

114: Smt. Marina Lalremruati

115: Smt. Ruby Vanlalzawmi

116: Smt. R Lalrinawmi

117: Smt. C Lalremruati

118: Smt. C Zodinmawii

119: Smt. C Lalramdinthari

120: Smt. Baby Lallawmzual

VERSUS

State of Mizoram and 5 Ors.

R/b the Chief Secretary to the Govt. of Mizoram, Aizawl-796001 2:The Secretary to
the Govt. of Mizoram
School Education Dept.

3:The Secretary to the Govt. of Mizoram
Dept. of Personnel and Administrative Reforms

4:The Secretary to the Govt. of Mizoram
Finance Dept.

5:The Director
School Education Dept.
Govt. of Mizoram

6:The State Project Director
Samagra Shiksha Abhiya

Advocate for the Petitioner : Ms Dinari T Azyu

Advocate for the Respondent : Addl. AG/GA, Mizoram for R1 - 5

B E F O R E
HON'BLE MRS. JUSTICE MARLI VANKUNG
ORDER

03.11.2023

Heard Mrs. Dinari T. Azyu, learned counsel for the petitioners.

This is a petition filed under article 226 of the Constitution of India for issuance of the appropriate writ against the respondents.

The learned counsel for the petitioners submits that the petitioner were appointed as CSS Hindi Teacher under Samagra Shiksha during the period between 2021 and 2022 after successfully appearing before the duly Constitution Selection Board. That on 06.09.2022, the Finance Department (PRU) had issued a notification

with the approval of the Council of Ministers in its meeting held on 30.8.2022 for granting allowances to all employees under Samagra Shiksha.

Notification was implemented and allowances as notified were granted to the other employees under Samagra Shiksha w.e.f. 01.06.2022. However, the instant petitioners have not been given the said benefits under the notification in spite of the representation dated 29.08.2023. The learned counsel submits that the respondents have failed to address the representation till date and hence the instant writ petition.

Mrs. Mary L. Khiangte, learned Govt. Advocate appears on behalf of the State respondents and accepts notice while Mr. Jonathan Lalrintluanga, learned counsel accepts notice on behalf of the respondent No.6 *i.e.* State of Samagra Shiksha, Mizoram.

The learned counsel for the petitioners submits that at this stage, the respondents may be directed to address the representation submitted by the petitioner dated 29.08.2023.

This court considering the limited prayer made by the learned counsel for the petitioners finds it fit to dispose the instant writ petition at the motion stage itself, by directing the respondents to respond to the representation submitted by the petitioners dated 29.08.2023, addressed to the State Project Director, Samagra Shiksha, Mizoram, wherein the representation is for a grant of the benefits of allowances issued vide notification under Memorandum No.G.12019/2/2022-FIN(PRU) dated 06.09.2022.

The respondents shall consider and dispose of the representation filed by the petitioners with a speaking order within 3 (three) months, from the date of receiving a certified true copy of this order. Thereafter, if still aggrieved, the petitioners are given the liberty to approach the appropriate court, if so advised.

Accordingly, the writ petition No.135/2023 stands disposed of.

JUDGE

Comparing Assistant