

GAHC010000222023



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

Case No. : Cont.Cas(C)/29/2023

MUSTAFA SHAMIM BARBHUIYA
S/O LATE MUSABBIR ALI BARBHUIYA, R/O KATIGORAH PART-III, P.O.-
KATIGORAH, DIST-CACHAR, ASSAM, PIN-788805

VERSUS

DR. BIJOYA CHOUDHURY, IAS
SECRETARY TO THE GOVT. OF ASSAM, DEPARTMENT OF SCHOOL
EDUCATION, DISPUR, GUWAHATI-06

2:NARAYAN KONWAR
IAS
SECRETARY TO THE GOVERNMENT OF ASSAM
DEPARTMENT OF SCHOOL EDUCATION
DISPUR
GUWAHATI-781006

Advocate for the Petitioner : MR. M KHAN

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE

ORDER

Date : 22.02.2024

Heard Mr. M. Khan, learned counsel for the petitioner. Also heard Ms. N. Phukan, learned counsel for the alleged contemnor No.2 and Mr. B. Kaushik, learned counsel for the alleged contemnor No.1.

Mr. B. Kaushik, learned counsel, by producing a copy of the order dated 21.02.2024, submits that the order of this Court has been substantially complied with, as after consideration of the case of the petitioner, it is found that the name of the petitioner was not included in the U-DISE data for the period 2013 onwards, therefore, the case of the petitioner could not be considered. The authority has expressed its opinion that in compliance of the Hon'ble Courts order in similar other cases, the Judicial Department had suggested to move the Cabinet for framing a policy for verification in addition to the U-DISE data and the same has been processed and sent to the appropriate authority.

In view of the above, I am of the considered view that there is no willful disobedience of the order of this court dated 02.09.2022 passed in WP(C) 1715/2022. Accordingly, Contempt petition stands closed.

Copy of the order dated 21.02.2024 be kept on record and marked as document 'X'.

JUDGE

Comparing Assistant