

GAHC010022132024



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

Case No. : MC/9/2024

HAREKRISHNA MAHANTA
S/O LT. TARINI MAHANTA, R/O VILL. DEKARKUCHI, P.O. SONESWAR, P.S.
KAMALPUR, DIST- KAMRUP, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY SECRETARY TO THE GOVT. OF ASSAM, EDUCATION
DEPARTMENT, DISPUR, GHY-6

2:THE INSPECTOR OF SCHOOLS
KAMRUP DISTRICT CIRCLE
KAMRUP
GHY-1

3:THE PRINCIPAL
PUTHIMARI HIGHER SECONDARY SCHOOL
SONESWAR
P.O. SONESWAR
DIST- KAMRUP
ASSAM
PIN-781382

4:SRI MADAN MALAKAR

S/O SRI KUHIRAM MALAKAR
VILL.-DEKARKUCHI
P.O.-SONESWAR
DIST.KAMRUP
ASSAM

Advocate for the Petitioner : MR. U B SARMA

Advocate for the Respondent : SC, SEC. EDU.

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

ORDER

Date : 08-04-2024

Heard the learned counsel for the parties.

The present misc case has been instituted praying for recalling of the order dated 17.06.2019 passed by this court in WP(C) No.306/2014, dismissing the connected writ petition for non prosecution.

The petitioner in the misc case has contended that he was not aware of the listing of the matter on 17.06.2019 and accordingly he having relied solely on his engaged counsel, the lapse on his part was unintentional.

The pleadings as brought on record have been perused by this court and also heard the learned counsel for the parties.

Ms. P Das learned counsel for the State respondent has submitted that she would have no objection if writ petition is restored to file and heard on merit.

In view of the above, the order dated 17.06.2019 is hereby recalled and the connected writ petition is restored to file.

The misc case is accordingly disposed of.

JUDGE

Comparing Assistant