

GAHC010043722021



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

Case No. : Cont.Cas(C)/139/2021

SMT. SAHARA KHATUN @ SHAHARA KHATUN
W/O IMAN ALI, R/O SUBASH NAGAR, WARD NO. 12, P.O.-A.M. CO. ROAD,
P.S. AND DIST-DHUBRI, ASSAM, PIN-783323

VERSUS

SRIMATI SHEEALI DEVI SHARMA
THE CHAIRMAN, HIGH POWER COMMITTEE, GOVERNMENT OF ASSAM,
EDUCATION DEPARTMENT, DISPUR, GUWAHATI-6

2:SRI PRAGYA SAHARIA
ADDITIONAL SECRETARY TO THE GOVERNMENT OF ASSAM
ELEMENTARY EDUCATION DEPARTMENT
DISPUR
GUWAHATI-6

Advocate for the Petitioner : MR. A K HUSSAIN

Advocate for the Respondent :

BEFORE
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

05.01.2024

Heard Mr. S. Alim, learned counsel for the petitioner. Also heard Mr. B. Kaushik, learned counsel for the respondent No.2.

Mr. B. Kaushik, learned counsel for the respondent No.2 has placed on record

the minutes of the High Power Committee meeting held on 04.01.2023 wherein the case of the petitioner was taken up for consideration pursuant to the direction passed by this Court vide order dated 06.09.2019 in WP(C) 1086/2018. On consideration of the matter, the High Power Committee came to the conclusion that the case of the petitioner could not be taken up for provincialisation for the reasons stated therein.

In view of the said decision arrived at by the High Power Committee, I am of the view that there is no willful and deliberate violation of this Court's order dated 06.09.2019 committed by the respondent authorities. Accordingly, the contempt petition stands closed.

However, the petitioner is given liberty to assail the said minutes of the High Power Committee meeting, if so advised. For the said purpose, Mr. B. Kaushik, learned counsel for the respondent No.2 shall furnish copy of the minutes of the High Power Committee meeting held on 04.01.2023 to the learned counsel appearing for the petitioner during the course of the day.

JUDGE

Comparing Assistant