

GAHC010048572024



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

**Case No. : WP(C)/1451/2024**

RAMANI CH BARMAN AND 4 ORS  
S/O- JADAB CHANDRA BARMAN,  
ASSISTANT TEACHER, RAIJHARA HIGH SCHOOL, DHUBRI,  
DOA- 30.03.2021,  
R/O- VILL- MOLANDUBI, SONALUGURI,  
DHUBRI, ASSAM, PIN- 783345.

2: MD. AZAD ALI MIAH  
S/O- SAHAB UDDIN SARKAR

ASSISTANT TEACHER

BAHIR SALMARA JANATA HIGH SCHOOL

DOA- 05.12.1994

R/O- VILL. BARUAMARI PT-II

DHUBRI  
ASSAM  
PIN- 783349

3: ASWANI KUMAR ROY  
S/O- LATE KSHITISH CHANDRA ROY

ASSISTANT TEACHER

BISANDOI DB HIGH SCHOOL

DOA- 11.03.2003

R/O- VILL. KHUDIMARI  
PART-I

P.O.- KHUDIMARI B.O.

P.S.- GOURIPUR  
DIST. DHUBRI  
PIN-

4: MD. MOSTAQUL ELAHI AHMED  
S/O- MOHABBAT ELAHI AHMED

ASSISTANT TEACHER

BILASIPARA PUBLIC HS SCHOOL

DHUBRI  
DOA- 30.04.2010

R/O- WARD NO. 3  
NEAR PUBLIC FIELD

IB ROAD  
BILASIPARA  
DHUBRI

ASSAM  
PIN- 783348.

5: MD. MONOWAR HUSSAIN  
S/O- TOWAZUDDIN SHEIKH

ASSISTANT TEACHER

TILAPARA HIGH SCHOOL

DOA- 08.03.2001

R/O- KAMARDIHI PART-I

DHUBRI  
ASSAM  
PIN- 783348

VERSUS

THE STATE OF ASSAM AND 2 ORS  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM,  
SECONDARY EDUCATION DEPARTMENT,  
ASSAM CIVIL SECRETARIAT,

DISPUR, GUWAHATI-6.

2:THE DIRECTOR OF SECONDARY EDUCATION  
ASSAM  
KAHILIPARA  
GUWAHATI  
ASSAM

PIN- 781019.

3:THE INSPECTOR OF SCHOOLS  
DHUBRI DISTRICT CIRCLE  
DHUBRI  
DISTRICT- DHUBRI  
ASSAM

**Advocate for the Petitioner** : MR. A K DUTTA

**Advocate for the Respondent** : SC, SEC. EDU.

**BEFORE**  
**HONOURABLE MR. JUSTICE NELSON SAILO**

**ORDER**

**Date : 13.03.2024**

Heard Mr. B. Purkayastha, learned counsel for the petitioners. Also heard Mr. H.Terangpi, learned Standing Counsel, Secondary Education Department appearing for all the respondents.

2. Having regard to the projection made by the petitioners, the writ petition is taken up for disposal at the motion stage.

3. By filing this petition, the petitioners prays for a direction to the respondent authorities to grant one increment on account of the petitioners having acquired B.Ed Degree in terms of the Communication dated 21.07.2016 (Annexure 5), wherein it has been provided that all Assistant Teachers are eligible to get one advanced increment for acquiring B.Ed Degree provided that

he/she has joined before 03.07.2012 and obtained B.Ed Degree from UGC recognized University and NCTE approved B.Ed College.

4. Mr. B. Purkayastha, learned counsel for the petitioners submits that the petitioners needs the aforesaid requirements and therefore, is entitled to be given one increment. The learned counsel for the petitioners also draws the attention of this Court to Annexure 8 of the writ petition wherein this Court in a case of similar nature has granted such similar benefit namely, Order dated 13.12.2023 passed in WP(C)/7178/2023 (*Pranjit Sarma and 10 Ors Vs State of Assam and 3 Ors*).

5. Having regard to the aforesaid submission and the materials available on record, this writ petition is disposed of with a direction to the respondent No.3 to examine the claim of the petitioners and upon such examination, if the petitioners are found eligible to be given the increment of pay in terms of the communication dated 21.07.2016, the same shall be given to them without any delay.

6. To enable the respondent No.3 to consider the claim of the petitioners, the petitioners shall submit a copy of this writ petition along with a certified copy of this order to the respondent No.3. This exercise will be done within a period of 1 (one) month from the date of receipt of the same.

7. Writ petition is accordingly disposed of.

**JUDGE**

**Comparing Assistant**