

GAHC010119082024



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

Case No. : WP(C)/3199/2024

PAKIJA SULTANA
W/O- JAHAN ALI, R/O- VILL.- GANAKJHAR, P.S. BAIHATA CHARIALI, SUB-
DIVN- RANGIA, DIST. KAMRUP-781385, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
TO BE REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,
EDUCATION ELEMENTARY DEPARTMENT, DISPUR, GUWAHATI-6.

2:THE DIRECTOR ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI-19.

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
KAMRUP
GUWAHATI.

4:THE BLOCK ELEMENTARY EDUCATION OFFICE
BLOCK
DISTRICT KAMRUP
ASSAM

5:THE HEADMASTER BARIJAN M.E. M SCHOOL
VILL.- BARIJANI
P.O. HAJO
GUWAHATI
ASSA

Advocate for the Petitioner : MR. A R BHUYAN

Advocate for the Respondent : SC, ELEM. EDU

BEFORE
HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR
ORDER

24.06.2024

Heard Mr. A.R. Bhuyan, learned counsel for the petitioner. Also heard Mr. A. Phukan, learned Standing Counsel, Elementary Education Department, Government of Assam, for all the respondents.

2. It is the case of the petitioner that she was appointed as a Hindi Teacher in Barijani M.E. Madrassa in the district of Kamrup by an order, dated 28.08.2020, issued by the Director, Elementary Education, Assam/respondent No.2. Thereafter, when the petitioner went to join the post, the Headmaster of Barijani M.E. Madrassa did not permit her to join.

3. The further case of the petitioner is that she has been representing before the concerned authorities to permit her to join the said post. It is also contended that the post of Hindi Teacher in Barijani M.E. Madrassa is still vacant.

4. After hearing learned counsel for the parties and on consideration of the materials available on record, this writ petition is disposed of directing the petitioner to make a fresh representation by annexing a copy of the present writ petition along with the annexures appended thereto before the respondent No.2/Director of Elementary Education, Assam within a period of 15 days from today. Thereafter, respondent No.2, on receipt of the representation filed by the petitioner, shall consider and dispose of the same by a speaking order and in

accordance with law after making due verification within a period of one month from the date of receipt of the representation.

5. With the above observations and directions, this writ petition is disposed of.

JUDGE

Comparing Assistant