

GAHC010130422023



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

Case No. : Cont.Cas(C)/378/2023

BIKASH UPADHYAYA
S/O- LATE NARENDRA UPADHYAYA,
PRESENTLY WORKING AS ASSISTANT TEACHER OF BEHALI H.S SCHOOL,
GANGMOU THAAN, BISWANATH , SONITPUR, ASSAM, PIN-784167

VERSUS

MAMATA HOJAI
DIRECTOR OF SECONDARY EDUCATION, ASSAM, KAHILIPARA,
GUWAHATI-19

Advocate for the Petitioner : MR. S K DAS

Advocate for the Respondent :

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 10.01.2024

Heard Mr. S.K. Das, learned counsel for the petitioner.

2. Mr. S.M.T. Chistie, learned counsel for the respondent has placed on record the order dated 09.08.2023 issued by the Director of Secondary Education, Assam in compliance with the directives passed by this Court vide

order dated 25.04.2023 in WP(C) 2122/2023.

3. In terms of the said order, it is found that the case of the petitioner and one Siddhartha Paul was considered to assess the suitability for holding the charge of the post of Principal of the said school. However, on such consideration, they were not found to be eligible and accordingly, the Inspector of Schools, S.D.C. Tezpur was directed to hold the charge till a regular Principal is appointed in the school.

4. On perusal of the contentions raised in the order dated 09.08.2023, I find that the said is in substantial compliance with the directions passed by this Court vide order dated 25.04.2023 in WP(C) 2122/2023. There is no wilful and deliberate violation of the order passed by this Court.

5. In view of the said position, the present contempt petition stands closed. However, liberty is granted to the petitioner to challenge the conclusions arrived at in the order dated 09.08.2023 by way of filing an appropriate application.

6. Mr. S.M.T. Chistie shall provide a copy of the order dated 09.08.2023 to the learned counsel for the petitioner Mr. S.K. Das.

JUDGE

Comparing Assistant