

GAHC010114732021



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

Case No. : I.A.(Civil)/2098/2024 in WP(C)/3867/2021

DHARANI CHANDRA BRAHMA
S/O LATE GOBIND RAM BRAHMA
R/O VILL. KATHALBARI
P.O. KATHALBARI
PIN 781346
DIST. NALBARI
ASSAM.

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM
EDUCATION (ELEMENTARY) DEPTT.
DISPUR
GUWAHATI 781006

2:THE DIRECTOR
(CHAIRMAN
THE STATE LEVEL SCRUTINY COMMITTEE) ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI 781019

3:THE PRINCIPAL SECY.

BODOLAND TERRITORIAL COUNCIL
DIST. KOKRAJHAR
ASSAM.

4:THE DEPUTY COMMISSIONER

(CHAIRMAN
DIST. SCRUTINY COMMITTEE) DIST. BAKSA
MUSHALPUR
PIN 718372
P.O. MUSHALPUR
ASSAM
INDIA.

5:THE DIST. ELEMENTARY EDUCATION OFFICER

DIST. BAKSA
MUSHALPUR
PIN 718372
P.O. MUSHALPUR
ASSAM
INDIA

6:NARAD CHANDRA BRAHMA
ADD. BODOFA UPENDRA NATH BRAHMA M.E. SCHOOL
JARIPAR
BLOCK TIHU
P.O. MERKUCHI 781333
DIST. BAKSA
ASSAM.

7:LOHIT CHANDRA BRAHMA

ADDRESS BODOFA UPENDRA NATH BRAHMA M.E. SCHOOL
JARIPAR
BLOCK TIHU
P.O. MERKUCHI 781333
DIST. BAKSA
ASSAM.

8:SHRI LOHIT CHANDRA BRAHMA

R/O BODOFA UPENDRA NATH BRAHMA M.E. SCHOOL
JARIPAR
BLOCK-TIHU
P.O. MERKUCHI-781346
DIST. BAKSA
ASSAM.

Advocate for : MR. D S DEKA
Advocate for : SC
ELEM. EDU appearing for THE STATE OF ASSAM AND 6 ORS

BEFORE
HON'BLE MR. JUSTICE ROBIN PHUKAN
ORDER

18.09.2024

Heard Mr. D.S. Deka, learned counsel for the applicant. Also heard Ms. S. Konwar, learned standing counsel, Education (Elementary) Department, appearing for the respondent Nos.1 and 2, Mr. P. Nayak, learned standing counsel, BTC, appearing for respondent Nos.3 and 5, Ms. D.D. Barman, learned Additional Senior Government Advocate, appearing for respondent No.4 and Mr. S.C. Pandit, learned counsel appearing for the respondent Nos.6 and 7.

This application is preferred by the applicant Dharani Chandra Brahma for impleadment of the School Managing Committee of the No.115 Jaripar L.P. School, PO-Merkuchi of District-Baksa of BTR, as respondent No.8 in WP(C) No.3867/2021.

Mr. Deka, learned counsel for the applicant submits that in order to adjudicate the matter, impleadment of the School Managing Committee of the No.115 Jaripar L.P. School is very much necessary in the connected writ petition and therefore, Mr. Deka has contended to allow this impleadment application.

On the other hand, Mr. Pandit, learned counsel for the respondent Nos.6 and 7 has opposed the application.

Whereas, the learned counsel appearing for the other respondents submits that they have no objection in the event of allowing this application.

Having heard the submission of learned Advocates of both the parties, I have carefully gone through the application and the documents placed on record and also perused the objection filed by Mr. Pandit, learned counsel for the respondent Nos.6 and 7.

It appears that impleadment of the School Managing Committee of the No.115 Jaripar L.P. School is very much necessary in order to dispose of the WP(C)

No.3867/2021. Accordingly, the application is allowed.

The School Managing Committee of the No.115 Jaripar L.P. School be impleaded as respondent No.8 in WP(C) No.3867/2021.

The learned counsel for the applicant shall file amended cause title within a week from today.

I.A. stands disposed of.

Sd/- Robin Phukan
JUDGE

Comparing Assistant