

GAHC010165332024



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

Case No. : WP(C)/4179/2024

MAHUA DAS
ASSTT. HEAD MISTRESS,
NETAJI BIDYAMANDIR HIGH SCHOOL,
DHEKIAJULI,
W/O- SRI ASHIM DAS,
R/O- WARD NO. 10, DHEKIAJULI,
P.O.- DHEKIAJULI,
DIST.- SONITPUR, ASSAM,
PIN- 789110.

VERSUS

THE STATE OF ASSAM AND 3 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
SECONDARY EDUCATION DEPARTMENT,
JANATA BHAWAN (ASSAM SECRETARIAT COMPLEX),
DISPUR, GUWAHATI- 781006.

2:THE DIRECTOR OF SECONDARY EDUCATION
ASSAM KAHILIPARA
GUWAHATI- 781019.

3:THE INSPECTOR OF SCHOOLS
SONITPUR DISTRICT CIRCLE
DISTRICT- SONITPUR ASSAM.

4:AMAL CHANDRA BISWA SARMA
S/O- SRI JOGENDRA CHANDRA BISWA SARMA
R/O- WARD NO.-
DHEKIAJULI
P.O.- DHEKIAJULI
DISTRICT- SONITPUR
ASSAM PIN- 789110

For the petitioner : Mr. A.R. Bhuyan, Advocate
For the respondents : Mr. R. Mazumdar,
Ms. A. Das,
S.C., Secondary Education

– B E F O R E –

HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI

HON'BLE MR. JUSTICE SUMAN SHYAM

02-09-2024

(Vijay Bishnoi, C.J.)

By this writ petition, the petitioner has challenged the validity of Rule 14(2)(b) of the Assam Secondary Education (Provincialised Schools) Service Rules, 2018.

It is noticed that the validity of the above-referred Rule has already been upheld by the Division Bench of this Court in *Bhaben Bhatta vs. The State of Assam [WP(C) No.4829/2021]* reported in *2022 0 Supreme (Gau) 880*.

In view of the fact that the validity of the above-referred Rule, which is under challenge in this writ petition, has already been affirmed by the Division Bench of this Court, we do not find any case for interference in this writ petition. Hence, this writ petition is dismissed in terms of the judgment rendered in *Bhaben Bhatta vs. The State of Assam (supra)*.

JUDGE

CHIEF JUSTICE

Comparing Assistant