

GAHC010178472024



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

Case No. : WP(C)/4482/2024

DIPAYAN PAUL
S/O NIKHIL CHANDRA PAUL, RESIDENT OF RABINDRA SARANI,
HAILAKANDI TOWN, WARD NO. 2, PO, PS AND DIST HAILAKANDI, ASSAM
788151

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR GUWAHATI 781006

2:THE DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GUWAHATI 781019

3:THE DISTRICT COMMISSIONER
HAILAKANDI

HAILAKANDI
788151

4:THE ADDITIONAL DISTRICT COMMISSIONER CUM DISTRICT
ELEMENTARY EDUCATION OFFICER (DEEO)
HAILAKANDI
ASSAM 788151

5:THE HEADMISTRESS OF BACHAIRKHAL M.E SCHOOL

HAILAKANDI 788151

6:SMTI. SUBARNA ROY

THE CRCC (CLUSTER RESOURCE CENTRE CO ORDINATOR)
HAILAKANDI
URBAN 02
W/O RAJAT BORAN GHOSH

RESIDENT OF JOGENDRA ROAD
WARD NO. 3
PO AND PS AND DIST HAILAKANDI
ASSAM 78815

Advocate for the Petitioner : MR. A Y CHOUDHURY, MR. T A CHOUDHURY

Advocate for the Respondent : GA, ASSAM, SC, ELEM. EDU

BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR

ORDER

Date : 06.09.2024

Heard Mr. T. A. Choudhury, learned counsel for the petitioner. Also heard Mr. P. K. Bora, learned standing counsel, Elementary Education Department for the respondent Nos. 1, 2 and 4 and Mr. P. Saikia, learned Govt. Advocate for the respondent No.3.

2. The petitioner in this writ petition is aggrieved with the order dated 17.08.2024, issued by the Director of Elementary Education, Assam by which the petitioner has been placed under suspension with immediate effect as per the provisions of Rule 6 (i) of the Assam Services (Discipline & Appeal) Rules, 1964. The further case of the petitioner is that the petitioner has also filed an appeal before the Secretary to the Govt. of Assam, Department of Elementary Education on 21.08.2024. However, the same is yet to be disposed of till date.

3. Considering that the petitioner has already filed an appeal before the Secretary to the Govt. of Assam, Department of Elementary Education/respondent No.1, this writ petition is disposed of directing the respondent No.1 to consider and dispose of the appeal filed by the petitioner as expeditiously as possible but not later than 2(two) months from the date of receipt of a copy of the order of this Court.

4. With the above directions, this writ petition stands disposed of.

JUDGE

Comparing Assistant