

GAHC010197762024



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

Case No. : WP(C)/4859/2024

KALPANA DEVI
W/O- SRI BHUDEV GOSWAMI, R/O- JAPARKUCHI, P.O. SILAPATHAR, DIST.
DHEMAJI, ASSAM, PIN- 787110.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, ELEMENTARY EDUCATION DEPARTMENT, DISPUR,
GUWAHATI-6.

2:THE MISSION DIRECTOR
SAMAGRA SIKSHA ABHIYAN
KAHILIPARA
GUWAHATI-781019.

3:THE DISTRICT MISSION CO-ORDINATOR
NALBARI
DIST. NALBARI
ASSAM

4:THE BLOCK MISSION CO-ORDINATOR
PUB NALBARI BLOCK
NALBARI
DIST. NALBARI
ASSAM

5:THE BLOCK MISSION CO-ORDINATOR
BORIGOG BANBHAG BLOCK
GHOGRAPAR
DIST. NALBARI

ASSAM

6:SMTI. TAMASHA DUTTA
WORKING AS RESOURCE PERSON (INCLUSIVE EDUCATION)
BORIGOG BANBHAG
GHOGRAPAR
DIST. NALBARI
ASSA

Advocate for the Petitioner : MR. R SARMA, MR. J K ROY

Advocate for the Respondent : SC, ELEM. EDU, SC, SSA

BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR

ORDER

Date : 20.09.2024

Heard Mr. R. Sarma, learned counsel for the petitioner.

2. Also heard Mr. A. Phukan, learned standing counsel, Elementary Education Department, for the respondent No. 1 and Mr. S. Bora, learned standing counsel, SSA, for the respondent Nos. 2 to 5.

3. The petitioner is presently serving as Resource Person, I.E. at Pub Nalbari. She is aggrieved by the Order dated 16.09.2024, by which, she has been transferred in the same capacity to Borigog Banbhag. It is the case of the petitioner that she is presently 4 (four) months pregnant and she also has a special child who is diagnosed with Bylateral Pterygium, Dimness in Vision and he has 40% disability in relation to his both eyes and therefore, the petitioner has to take care of her child.

4. Accordingly, the petitioner made a representation before the Mission Director, SSA, Guwahati on 18.09.2024 praying for reconsideration of her case in

view of the difficulties faced by her. The said representation dated 18.09.2024 is yet to be disposed of by the Mission Director, SSA/Respondent No. 2.

5. As the representation dated 18.09.2024 is yet to be disposed of by the Respondent No. 2, this writ petition is disposed of directing the Respondent No. 2 to dispose of the representation made by the petitioner on 18.09.2024 within a period of 1 (one) week from the date of receipt of a copy of this order.

6. Till the representation is disposed of by the Respondent No. 2, the Order dated 16.09.2024 shall remain suspended.

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

JUDGE

Comparing Assistant