

GAHC010198212023



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

Case No. : WP(C)/5157/2023

HILAL UDDIN BARBHUIYA
S/O LATE MOYAB RAJA BARBHUIYA, VILL-SAIDBOND PART-2, P.O.-
KALIBARI BAZAR, P.S. AND P.O.- KALIBARI BAZAR, P.S. AND DIST-
HAILAKANDI, ASSAM, PIN-788150

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO GOVT. OF
ASSAM, EDUCATION (ELEMENTARY), DISPUR, ASSAM, GUWAHATI-6

2:THE DIRECTOR OF ELEMENTARY EDUCATION
KAHILIPARA
ASSAM
GUWAHATI-19

3:THE DISTRICT ELEMENTARY EDUCATION OFFICER
HAILAKANDI
DIST-HAILAKANDI
ASSAM
PIN-788151

4:THE BLOCK ELEMENTARY EDUCATION OFFICER
HAILAKANDI
DIST-HAILAKANDI
ASSAM
PIN-78815

Advocate for the Petitioner : MR. S B LASKAR

Advocate for the Respondent : SC, ELEM. EDU

**BEFORE
HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**

ORDER

Date : 24.06.2024

1. Heard Mr. H.A. Laskar, learned counsel for the petitioner as well as Mr. P.K. Bora, learned standing counsel, Elementary Education Department, for all the respondents.

2. The petitioner is presently serving as Assistant Teacher of Bokrihowar MV School under Hailakandi Education Block in the district of Hailakandi. The petitioner was placed under suspension by an order dated 21.06.2022 issued by the District Elementary Education Officer, Hailakandi. Thereafter, by an order dated 21.02.2023 issued by the Director of Elementary Education, Assam, the petitioner was reinstated as Assistant Teacher in his original place of posting with immediate effect.

3. The grievance of the petitioner before this Court is that his period of suspension, from 21.06.2022 to 21.02.2023, has not been regularized till date.

4. Today, when the matter is taken up, Mr. P.K. Bora, learned standing counsel, Elementary Education Department, has produced an order dated 21.06.2024, issued by the Director of Elementary Education, Assam, whereby the service of the petitioner has been regularized w.e.f. 21.06.2022 to 21.02.2023 by withholding of one annual increment with cumulative effect.

5. Learned counsel for the petitioner, therefore, submits that as the

suspension period of the petitioner has been regularized by the order dated 21.06.2024, the matter may be closed.

6. Accordingly, in view of the order dated 21.06.2024, this writ petition is closed.

7. The order dated 21.06.2024 is placed on record.

JUDGE

Comparing Assistant