

GAHC010203362022



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

Case No. : WP(C)/6587/2022

IDRISH ALI
S/O LATE ASIR UDDIN, VILL-BOWALGURI, P.O.-GOROAIMARI, DIST-
MORIGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 4 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, EDUCATION (SECONDARY) DEPARTMENT,
DISPUR, GHY-06

2:THE DIRECTOR
SECONDARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

3:THE INSPECTOR OF SCHOOLS
MORIGAON DISTRICT CIRCLE
DIST- MORIGAON
ASSAM

4:THE BOWALGURI SECONDARY SCHOOL
TO BE REPRESENTED BY ITS HEADMASTER
WAHIDUR RAHMAN
I/C
HEADMASTER
VILL-BOWALGURI
P.O.-GOROIMARI
DIST-MORIGAON
ASSAM

5:SOFIQUL ISLAM
ASSISTANT HEADMASTER
BOWALGURI SECONDARY SCHOOL
VILL-BOWALGURI
P.O.-GOROIMARI
DIST-MORIGAON
ASSA

Advocate for the Petitioner : MR. A R BHUYAN

Advocate for the Respondent : SC, SEC. EDU.

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 02.02.2024

Heard Mr. A. R. Bhuyan, learned counsel for the petitioner. Also heard Mr. S. Khaund, learned standing counsel for the Secondary Education Department and Mr. M.K. Hussain, learned counsel for the respondent no. 5.

Mr. Bhuyan, learned counsel for the petitioner, fairly submits that in view of the Provisions of Rule 28 of the Assam Secondary Education (Provincialized Schools), Service Rules, 2018, the grievance raised by the petitioner in the present proceedings may not be sustainable and he would be required to challenge the provisions of the said Rule itself.

In that view of the matter, Mr. Bhuyan, learned counsel for the petitioner, prays for withdrawal of the present writ petition.

Prayer sought for is allowed.

Accordingly, the writ petition stands closed with a liberty granted to the

petitioner to file an appropriate application for redressal of his grievances.

JUDGE

Comparing Assistant