GAHC010114812020

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

Case No. : WP(C)/3380/2020

JAHANARA BEGUM
W/O- ANSER ALI, R/O- VILL- AIRANJONGLA PART-I, P.O. A.M. CO. ROAD,
DIST.- DHUBRI, ASSAM, PIN- 783323

VERSUS

THE STATE OF ASSAM AND 5 ORS
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM, EDUCATION
DEPTT. (ELEMENTARY), DISPUR, GHY-6

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

3:THE DY. DIRECTOR OF ELEMENTARY EDUCATION
ASSAM
KAHILIPARA
GHY-19

4:THE DISTRICT ELEMENTARY EDUCATION OFFICER (DEEO)
DHUBRI
ASSAM

5:THE DISTRICT SCRUTINY COMMITTEE
DHUBRI
REP. BY ITS CHAIRMAN
DIST.- DHUBRI
ASSAM
PIN- 783301

6:THE HEAD MASTER
PAISTY AIRANJONGLA M.E. MADRASSA
VILL- AIRANJONGLA PAT-I
P.O. A.M. CO. ROAD

DIST.- DHUBRI
ASSAM
PIN- 78332

Advocate for the Petitioner : MR. P K DEKA
Advocate for the Respondent : SC, ELEM. EDU

BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA

O R D E R

07.12.2020

Heard Mr. S Alom, learned counsel for the petitioner, Mr. B Deori, learned counsel for the Deputy Commissioner, Dhubri and Mr. NJ Khataniar, learned counsel for the Elementary Education Department of the Government of Assam.

2. By this writ petition, the petitioner who is a teacher in the Paisty Airanjongla ME Madrassa, seeks for a direction to the respondent authorities for provincialisation of his services as an Assistant Teacher in the school concerned.

3. Mr. B Deori, learned counsel for the Deputy Commissioner, Dhubri has produced an instruction that the case of the petitioner was given a consideration by the District Scrutiny Committee of Dhubri district, but in the facts and circumstances stated therein the conclusion arrived was that under the Rules, the petitioner is not entitled to be provincialised.

4. Consequent thereof, we do not find any further requirement to adjudicate this writ petition. But, we require the respondents to provide the petitioner with a copy of the decision taken by the District Scrutiny Committee, Dhubri rejecting his claim for provincialisation. If the petitioner is further aggrieved, liberty remains for the petitioner to approach the Court again.

In terms of the above, the writ petition stands disposed of.

JUDGE

Comparing Assistant