GAHC020005632024

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

**Case No. : I.A.(Civil)/144/2024**

MR. E. NZANTHUNG JAMI AND 46 ORS
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL, WOKHA VILLAGE
WOKHA NAGALAND

VERSUS

STATE OF NAGALAND AND 3 ORS
REPRESENTED BY THE CHIEF SECRETARY
GOVT. OF NAGALAND

**Advocate for the Petitioner** : A. ZHIMOMI,

**Advocate for the Respondent** : GOVT ADV NL,

Linked Case : WA/23/2024

MR. E. NZANTHUNG JAMI AND 46 ORS
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

2: CHENITHUNG Z. KITHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL

CHUKITONG
WOKHA NAGALAND

3: B NZANO HUMTSOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
SUNGLUP
WOKHA NAGALAND

4: M RENBENI HUMTSOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
PONGIDONG
WOKHA NAGALAND

5: RENCHAMO NGULLIE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

6: TUMBEMO W KIKON
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
SUNGRO
WOKHA NAGALAND

7: THUNGRENI Y. TSOPOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN C
WOKHA NAGALAND

8: ARHOMO E YANTHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
YIKHUM B
WOKHA NAGALAND

9: N APANTHUNG ODYUO
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION

GOVT. MIDDLE SCHOOL
YIKHUM B
WOKHA NAGALAND

10: CATHERINE M LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

11: T JOHN HUMTSOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
HUMTSO
WOKHA NAGALAND

12: K LUCY
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
LONGSA A
WOKHA NAGALAND

13: AVANI C
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN C
WOKHA NAGALAND

14: LICHONTHUNG JAMI
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN A
WOKHA NAGALAND

15: T THUNGDEMO KITHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
AREE OLD
WOKHA NAGALAND

16: Y ELITHUNG MURRY
GRADUATE TEACHER (2013 SSA BATCH)

DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

17: WONCHIBENI EZUNG
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

18: Y WONCHIBENI LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

19: Y IRINA NGULLIE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

20: C. RENTHUNGLO KITHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

21: TIMOTHY J KIKON
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

22: ETHUNGBENI NGULLIE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

23: N LIRENTHUNG TUNGOE

GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

24: RENBONTHUNG OVUNG
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOZHURO
WOKHA NAGALAND

25: P MHAYANI JAMI
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN D
WOKHA NAGALAND

26: P NZANMONGI NGULLIE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN D
WOKHA NAGALAND

27: P EPIBENI JAMI
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
LONGSACHUNG
WOKHA NAGALAND

28: MHATHUNG ODYUO
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHY SCHOOL
WOZHURO
WOKHA NAGALAND

29: Z RHONDENO KIKON
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
NUNGYING
WOKHA NAGALAND

30: BENATHUNG P KITHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

31: ABEMO EZUNG
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
WOKHA NAGALAND

32: M LICHANTHGUNG LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

33: RENCHUMI M TSOPOE LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOZHURO
WOKHA NAGALAND

34: M YANSATHUNG ODYUO
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
RIPHYIM OLD
WOKHA NAGALAND

35: MHATHUNG LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHER SECONDARY SCHOOL
CHUKITONG
WOKHA NAGALAND

36: JOEL AMONGSHAN KINGHEN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOAN A
WOKHA NAGALAND

37: MHONYANI LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA VILLAGE B
WOKHA NAGALAND

38: ACHILO Y HUMTSOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA VILLAGE B
WOKHA NAGALAND

39: PHYOBEMO W KITHAN
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGHSCHOOL
SANIS
WOKHA NAGALAND

40: N BENTHUNGO TSOPOE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
SANIS
WOKHA NAGALAND

41: N LIBENTHUNG MURRY
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
WOKHA VILLAGE
WOKHA NAGALAND

42: Y ZUCHILO LOTHA
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
NYIRO
WOKHA NAGALAND

43: NCHUMTHUNG NGULLIE
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN B
WOKHA NAGALAND

44: EUNICE A OVUNG
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
WOKHA TOWN B
WOKHA NAGALAND

45: LOCHUMBENI PATTON
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. HIGH SCHOOL
ENGLAN
WOKHA NAGALAND

46: ERENBENI N ODYUO
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. MIDDLE SCHOOL
OLA RALAN
WOKHA NAGALAND

47: LICHUMBENI N ODYUO
GRADUATE TEACHER (2013 SSA BATCH)
DEPT. OF SCHOOL EDUCATION
GOVT. PRIMARY SCHOOL
UPPER NST
WOKHA NAGALAND
VERSUS

STATE OF NAGALAND AND 3 ORS
REPRESENTED BY THE CHIEF SECRETARY
GOVT. OF NAGALAND

2:THE COMMISSIONER AND SECRETARY
P AN AR DEPT
NMAGALAND KOHIMA

3:THE COMMISSIONER AND SECRETARY
DEPT OF SCHOOL EDUCATION
NAGALAND KOHIMA

4:THE PRINCIPAL DIRECTOR
DIRECTORATE OF SCHOOL EDUCATION
NAGALAND KOHIMA

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Advocate for : A. ZHIMOMI
Advocate for : GOVT ADV NL appearing for STATE OF NAGALAND AND 3

ORS

**BEFORE**
**HON'BLE MR. JUSTICE MANISH CHOUDHURY**
**HON'BLE MR. JUSTICE KAKHETO SEMA**

**O R D E R**

**25.09.2024**
*(M. Choudhury, J)*

Heard Mr. N. Mozhui, learned counsel for the applicants and Ms. V. Suokhrie, learned Additional Advocate General, State of Nagaland for the opposite parties.

The instant Interlocutory Application under Section 5 of the Limitation Act, 1963 read with Rule 2 (2) of Chapter V-A of the Gauhati High Court Rules has been preferred seeking condonation of delay of 66 (sixty-six) days in preferring the accompanying writ appeal. The accompanying writ appeal has been preferred to assail the Judgment and Order dated 10.06.2024 in a writ petition, WP(C)/279/2022, passed by a learned single Judge. By the Judgment and Order dated 10.06.2024, in the writ petition, WP(C)/279/2022 preferred by the applicants as writ petitioners, has been dismissed.

We have gone through the statements and averments made in the instant interlocutory application, more particularly, paragraph-10 thereof. Having gone through the same, we are of the considered view that the applicants have been able to explain the reason for delay showing sufficient cause.

Ms. V. Suokhrie, learned Additional Advocate General, State of Nagaland appearing for the opposite parties has submitted that she has no instruction to oppose the instant interlocutory application seeking condonation of delay and has fairly submitted that the accompanying writ appeal can be heard on merits, after condoning the period of delay.

In view of the above, the instant Interlocutory Application seeking condonation of delay of 66 (sixty-six) days in preferring the accompanying writ appeal stands allowed.

The Registry to register the accompanying writ appeal and thereafter, list the same for admission.

**JUDGE** **JUDGE**

**Comparing Assistant**