

GAHC010066632024



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

Case No. : WP(C)/1905/2024

MANOJ KUMAR SHARMA AND 36 ORS
AGED ABOUT 47 YEARS, S/O- LT HOMNATH SHARMA, VILL- GRANPANI,
P/O- UMRANGSO, P/S- UMRANGSO, DIST- DIMA HASAO, ASSAM, PIN-
788931

2: SANTOSH
MEHTA
AGED ABOUT 47 YEARS
S/O. LT. NARAYAN MAHATA
VILL- KANAK PUR EAST
P/O. KANAKPUR PT- II
P/S- JOYPUR
DIST- CACHAR
ASSAM
PIN- 788107

3: HURMUZ ALI
AGED ABOUT 44 YEARS
S/O- ANSER ALI
VILL- AND P.O. BALIKURI
P/S- KALGACHIA
DIST- BARPETA
ASSAM
PIN- 781319

4: TAHARA KHATUN
AGED ABOUT 46 YEARS
C/O- SAYED ALI
VILL- DHARMAPUR
P/O- DHARMAPUR
P/S- ALOPOTI
DIST- BARPETA

ASSAM
PIN- 781308

5: GANGA MAHANTA

AGED ABOUT 50 YEARS
C/O- RAMAVTAR DHALI
VILL- DHEKIPLOWA
P/O- GORUBANDHA
P/S- MISSAMARI
DIST- SONITPUR
ASSAM
PIN- 784506

6: BIMALA BARMA

AGED ABOUT 45 YEARS
C/O- HAREN BARMA
VILL- BATASIPUR
P/O- DARRANG
DIST- SONITPUR
ASSAM
PIN- 784111

7: RABINDRA NATH SARMA

AGED ABOUT 58 YEARS
S/O- RADHESYAM SARMA
VILL- MONABARI
P/O- LAHORIJAN
P/S- GINGIA
DIST-BISWANATH
ASSAM
PIN- 784176

8: TIRTHA TANTI

AGED ABOUT 41 YEARS
S/O- SRI INDRA TANTI
VILL- RANGAGARA
P/O- BORGANG
P/S- BEHALI
DIST- BISWANATH
ASSAM
PIN- 784167

9: LILY MAHALIA BORO

AGED ABOUT 51 YEARS
C/O- SUNESWAR BORO
VILL- UPPER PANBARI
P/O- UPPER PANBARI
P/S- DHEKIAJULI
DIST- SONITPUR
ASSAM
PIN- 784110

10: PRADIP KUMAR BRAHMA

AGED ABOUT 53 YEARS
S/O- LT LOKHI KUMAR BRAHMA
VILL- ABWI-CENTRE
P/O- BATASIPUR
P/S- DHEKIAJULI
DIST- SONITPUR
ASSAM
PIN- 784111

11: RAIMALI BASUMATARY

AGED ABOUT 47 YEARS
C/O- JAGESWAR BASUMATARY
VILL- NO.1 BALABARI
P/O- MIZING JULI
P/S- MISSAMARY
DIST- SONITPUR
ASSAM
PIN- 784111

12: ABDUR RAHIM

AHMED

AGED ABOUT 59 YEARS
S/O- TARIP @ TARA SHEIKH
VILL- SATRA KANARA
P/O- SATRA KANARA
P/S- BAGHBAR
DIST- BARPETA
ASSAM
PIN- 781308

13: SAFIQUR RAHMAN LASKAR

AGED ABOUT 58 YEARS
S/O. MASADDAR ALI LASKAR
VILL. MAHAMMEDPUR PART-I
P.O. RONGPUR SOUTH

P.S. LALA
DIST.HAILAKANDI
ASSAM
PIN.788163

14: AFJALUR RAHMAN

AGED ABOUT 46 YEARS
S/O- KAJIM UDDIN
VILL- BHATNAPATIR CHAR
P/O- KADAM TOLA
P/S- ALOPOTI
DIST- BARPETA
ASSAM
PIN- 781308

15: NUR NEHAR KHATUN

AGED ABOUT 50 YEARS
C/O- NAYAN ALI @ MANNAF ALI
VILL- GHUGUBARI
P/O- GHUGUBARI
P/S- SARBHOG
DIST- BARPETA
PIN- 781319

16: SADEK ALI AHMED
AGED ABOUT 46 YEARS
S/O- SOBAHAN ALI
VILL- UZIRAR CHAR
P/O- UZIRAR CHAR
P/S- ALOPOTI
DIST- BARPETA
ASSAM
PIN- 781127

17: RUPBHANU BEGUM

AGED ABOUT 51 YEARS
C/O- SOHRAB ALI AHMED
VILL- KHOLABANDHA
P/O- KHOLABANDHA
P/S- KACHUMARA
DIST- BARPETA
PIN- 781127

18: SAMSUN NEHAR

AGED ABOUT 44 YEARS
C/O- MOINUL HOQUE
VILL- BHANGARPAR
P/O- BHANGARPAR
P/S- KATIGORAH
DIST- CACHAR
ASSAM
PIN-788817

19: HANIFA BEGOM

AGED ABOUT 38 YEARS
W/O- ABUL HUSSAIN AHMED
VILL- BHANGARPAR
P/O- KALAIN
P/S- KATIGORAH
DIST- CACHAR
ASSAM
PIN- 788815

20: ABDUL MAZID

AGED ABOUT 52 YEARS
S/O- GAJIBAR RAHMAN
VILL-ROWKHOWA BOLLAPURI
P/O- ROWKHOW
P/S-LAKHIPUR
DIST- GOALPARA
ASSAM
PIN- 783129

21: SHONZAB ALI

AGED ABOUT 55 YEARS
S/O- SONA ULLAH
VILL- ROWKHOWA BOLLAPURI
P/O- ROWKHOWA
P/S- LAKHIPUR
DIST- GOALPARA
ASSAM
PIN- 783129

22: PRADIP MURA

AGED ABOUT 48 YEARS
S/O- MINUA MURA
VILL- PULISUMANI
P/O- CHANALI

P/S- BISWANATH
DIST- BISWANATH
ASSAM
PIN- 784176

23: LAKILATA PATHORI

AGED ABOUT 51 YEARS
C/O- RAGHUNATH PATHORI
VILL- MISSA MARA
P/O- DEKAPAM
P/S- SIMEN CHAPRI
DIST- DHEMAJI
ASSAM
PIN- 787061

24: MAJEDA BEGUM

AGED ABOUT 42 YEARS
C/O- JOSIMUDDIN AHMED
VILL- JAMALPUR
P/O- DALGAON
P/S- DALGAON
DIST- DARRANG
ASSAM
PIN-784116

25: ABDUL AZIZ KHAN
AGED ABOUT 46 YEARS
S/O- NURUL ISLAM
VILL- APARIA
P/O- DHALPUR
P/S- DHALPUR
DIST- DARRANG
ASSAM
PIN- 784145

26: PROBIN NARZARY

AGED ABOUT 49 YEARS
S/O- KESOB NARZARY
VILL- NO.1 BALAPARA (WEST)
P/O- TUKRAJHAR
P/S- RUNIKHETA
DIST- CHIRANG
ASSAM
PIN- 783394

27: NUR BANU BEGUM

AGED ABOUT 48 YEARS
C/O- SORHAB ALI
VILL- URAMARI
P/O- PURAN DIRA
P/S- MANKACHAR
DIST- SOUTH SALMARA
ASSAM
PIN- 783135

28: BIREN DEURY

AGED ABOUT 47 YEARS
S/O- HONGLA DEURY
VILL- CHAULKARA
P/O- NIKASI
P/S- MASOLPUR
DIST- BAKSA
ASSAM
PIN- 781372

29: ASIANE LUGUN

AGED ABOUT 45 YEARS
S/O- TANAK LUGUN
VILL- NONAIPARA TEA GARDEN
P/O- PANERIHAT
P/S- PANERIHAT
DIST- UDALGURI
ASSAM
PIN- 784523

30: RAJEN DEKA

AGED ABOUT 48 YEARS
S/O- DADHI RAM DEKA
VILL- UTTAR GERUAJHAR
P/O- PANERI
P/S- PANERI
DIST- UDALGURI
ASSAM
PIN- 784523

31: RAJESH LAKRA

AGED ABOUT 55 YEARS
S/O- N. ANDRAIAS LAKRA

VILL- PATALAHABI
P/O- PACHIMPATALA
P/S- DIMAKUCHI
DIST- UDALGURI
ASSAM
PIN- 784526

32: DIPUL CH DAS

AGED ABOUT 40 YEARS
S/O- AMULYA CHANDRA DAS
VILL- NO.2 AJAGARH
P/O- PATHAKPUR
P/S- MAZBAT
DIST- UDALGURI
ASSAM
PIN- 784507

33: SRI DILIP BASUMATARY

AGED ABOUT 48 YEARS
S/O- LANDURA MASUMUTARY
VILL- DROGACHUBA
P/O- PASCHIM PATALA
P/S- DIMAKUCHI
DIST- UDALGURI
ASSAM
PIN- 784526

34: PANESWARI DEKA

AGED ABOUT 56 YEARS
C/O- GOPAL DEKA
VILL- TAMOLBARI
P/O- NICHILAMARI
P/S- DARRANG
DIST- UDALGURI
ASSAM
PIN- 784566

35: ABU NASAR WAHID

AGED ABOUT 51 YEARS
S/O- ABDUL HYE
VILL- PATIYA CHAPARI
P/O- PATIA CHAPARI
P/S- DHING
DIST- NAGAON

ASSAM
PIN- 782122

36: MOTIBUR RAHMAN BARBUIYA

AGED ABOUT 45 YEARS
S/O- ABDUL WAHABE BARBUIYA
VILL- AND P.O. NITYANANDAPUR PT- II
P/S- LALA
DIST- HAILAKANDI
ASSAM
PIN- 88168

37: KANDARPA GOYARY

AGED ABOUT 48 YEARS
C/O. LOSAN GOYARY
VILL. NO.4 THAIJAUBARI
P.O. MEZENGJULI
P.S. MISSAMARI
DIST. SONITPUR
ASSAM
PIN.78411

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF ASSAM,
DEPARTMENT OF SCHOOL EDUCATION, DISPUR, GUWAHATI-6

2:THE MISSION DIRECTOR

SSA MISSION
KAHILIPARA
GAUHATI-19

3:THE DIRECTOR OF ELEMENTARY EDUCATION

ASSAM
KAHILIPARA
GUWAHATI-1

Advocate for the Petitioner : MR. S B LASKAR

Advocate for the Respondent : SC, ELEM. EDU

**BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR**

ORDER

19.04.2024

Heard Mr. SB Laskar, the learned counsel for the petitioners. Also heard Mr. B Choudhury, the learned standing counsel appearing for the SSA authorities and Mr. B Talukdar, the learned standing counsel for the Elementary Education Department, Government of Assam.

2. Mr. SB Laskar, the learned counsel for the petitioners after arguing the matter for a considerable period of time has submitted that in view of the decisions of this Court as rendered in the case of Swapna Hazarika And Others Vs. State of Assam and others, reported in *2019(6) GLR 641*, the petitioners be permitted to withdraw this writ petition with a liberty to file an appropriate application before the concerned authorities ventilating their grievances.
3. Accordingly, the prayer is accepted.
4. The writ petition stands dismissed on withdrawal. However, liberty is reserved to the petitioners to approach the competent authorities for redressal of any of their lawful grievances.
5. The respondent authorities, in such an eventuality, shall consider such applications strictly in accordance with law, by taking note of the decisions of this Court covering the issues involved.

JUDGE

Comparing Assistant