GAHC010173432026

2026:GAU-AS:15344-DB

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

Case No. : I.A.(Civil)/2958/2026

SEKHAR JYOTI RAHMAN
ASSISTANT TEACHER OF LAHARIGHAT LP SCHOOL, MORIGAON, PIN-782126,
S/O- MOJIBUR RAHMAN, R/O VILLAGE TENGAGURI, KACHARIGAON, PO.TENGAGURI, P.S-LAHORIGHAT, DIST- MORIGAON, ASSAM, PIN-782127

VERSUS

HASNARA BEGUM AND 5 ORS.
C/O. MD. SURAJ ALI, R/O VILLAGE DAKHIN CHENIMARI, P.O KATHANI, P.S LAHARIGHAT, DIST-MORIGAON, ASSAM PIN-78127, ASSAM.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO GOVT OF ASSAM
DEPT OF SCHOOL EDUCATION
DISPUR
GUWAHATI
781006

3:THE DIRECTOR OF ELEMENTARY EDUCATION ASSAM
KAHILIPARA
GUWAHATI-781019

4:THE DEPUTY INSPECTOR OF SCHOOLS MORIGAON
MORIGAON
PIN-782105
ASSAM

5:THE BLOCK ELEMENTARY EDUCATION OFFICER (BEEO)
LAHARIGHAT
MORIGAON
PIN-782126

ASSAM

6:THE MISSION DIRECTOR
AXOM SARBA SIKSHA ABHIJAN MISSION
KAHILIPARA
GUWAHATI-1

Advocate for the Petitioner : L DEKA, MR. M DUTTA

Advocate for the Respondent : SC, EDU, SC, A S S A

Linked Case : CRP/0/0

SEKHAR JYOTI RAHMAN
S/O-MOJIBUR RAHMAN R/O OF VILLAGE TENGAGURI
KACHARIGAON PO.TENGAGURI
P.S-LAHORIGHAT DIST-MORIGAON
ASSAM PIN-782127

VERSUS

HASNARA BEGUM

W/O MD. SURAJ ALI R/O VILLAGE DAKHIN CHENIMARI
P.O KATHANI
P.S LAHARIGHAT IN THE DUSTRICT OF P.O- KATHANI P.S- LAHORIGHAT
DIST-MORIGAON
ASSAM PIN-78127

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO GOVT OF ASSAM DEPT OF SCHOOL EDUCATION
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3:THE DEPUTY INSPECTOR OF SCHOOLS MORIGAON
PIN 782105
ASSAM

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LAHARIGHAT

MORIGAON
PIN-782126
ASSAM

5:THE MISSION DIRECTOR
AXOM SARBA SIKSHA ABHIJAN MISSION
KAHILIPARA

Advocate for : Lachit Deka
Advocate for : appearing for HASNARA BEGUM

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

12.10.2026

(*S. K. Medhi, J*)

Heard Sri. M Dutta, learned Senior counsel assisted by Mr. L Deka, learned counsel for the applicant, who has filed this application for condonation of delay of 23 days in preferring the connected writ appeal.

Notice was issued on 28.08.2026, pursuant to which Sri. D S Deka, learned counsel has entered appearance on behalf of the respondent No. 1. Also heard Ms. K Das, learned Standing counsel, Education Department for the respondent Nos. 2, 3, 4 & 5 and Ms. A Borthakur, learned counsel for the respondent No. 6.

The learned counsel for the respondents have fairly submitted that they would not have serious objection to the aspect of condoning the delay and would rather contest the writ appeal on merits.

It is a settled position of law that in an application seeking condonation of delay, a pragmatic and justice oriented approach should be taken.

We have also gone through the reasons explaining the delay.

Considering the above, the delay of 23 days in preferring the connected writ

appeal is condoned.

The interlocutory application accordingly stands allowed.

The delay being condoned, the connected writ appeal be registered and listed for Admission, immediately after the autumn vacation.

Let copies of the connected writ appeal be served upon the learned counsel for the respondents.

JUDGE **JUDGE**

Comparing Assistant