

WP(C) 2545/2007

BEFORE

HON'BLE JUSTICE AMITAVA ROY

Heard Mr. Nath, learned Counsel for the petitioner and Mr. Mishra, learned Standing Counsel, Education Department.

The challenge is against the order dated 16/5/2007 passed by the Director of Secondary Education, Assam, placing the petitioner under suspension pending drawal of a departmental proceeding against him. In his counter, the respondent No. 2, Director of Secondary Education Department, has inter alia pleaded that the impugned order of suspension was preceded by an enquiry by the Inspector of Schools, Barpeta, on the completion of which a report had been submitted .

Mr. Nath, in view of the above disclosure, seeks the leave of this Court to grant the petitioner the liberty to prefer a departmental appeal under the relevant rules before the appropriate authority. He submits that in view of the course proposed, this petition be closed.

In that view of the matter, without making any comments on the merits of the assertions of the parties, this petition is disposed of granting liberty to the petitioner to avail other remedies under the Rules against the impugned order of suspension.