

WP(C) 42/2010
BEFORE
HON'BLE MR. JUSTICE HRISHIKESH ROY

The petitioners are represented by Mr. B. Kumar, Mr. FKR Ahmed, Ms. K. Mishra, whereas the respondents are represented by Mr. S. Khound, Standing Counsel, BTC and Mr. A. Deka, Standing Counsel, Education, Assam.

2. The counsel are in agreement that writ petitions challenging similar termination orders was rejected on 21.03.2013 in a batch of writ petition including the WP(C) No.2152/2009 (Bishnu Ramchiary Vs. State of Assam) and Jagannath Dey Vs. State of Assam reported in 2010 3 GLT 639. Thus this court upheld the termination of the illegally appointed teachers.

3. Having considered that the petitioners are in the same footing this case is dismissed by following the decision in Jagannath Dey (Supra) and the decision in WP(C) No.2152/2009 (Bishnu Ramchiary Vs. State of Assam). However, the dismissal of the writ petition will not foreclose the right of the terminated teachers to seek payment of their salary dues till the date of termination.

4. The case is disposed of accordingly.