

GAHC010217282025



2025:GAU-AS:13410

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

**Case No. : WP(C)/5696/2025**

ABDUR RAHIM  
S/O- LATE ALI AKBAR MIAH.  
VILL.- SADHUVASA PT-III, P.O.- MAKRIJHORA, P.S.- GAURIPUR, DIST.-  
DHUBRI, ASSAM, PIN - 783349.

VERSUS

THE STATE OF ASSAM AND ORS  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM, DISPUR, GUWAHATI-781006.

2:THE CHAIRMAN OF STATE LEVEL COMMITTEE (SLC) FOR  
APPOINTMENT ON COMPASSIONATE GROUND.  
DISPUR  
GUWAHATI-781006.

3:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF  
ASSAM  
PERSONAL DEPARTMENT  
DISPUR  
GUWAHATI-781006

4:THE SECRETARY TO THE GOVERNMENT OF ASSAM  
DEPARTMENT OF SCHOOL EDUCATION  
DISPUR  
GUWAHATI-6.

5:THE DISTRICT ELEMENTARY EDUCATION OFFICER (DEEO)  
DHUBRI  
ASSAM  
PIN - 783301.

6:THE DISTRICT COMMISSIONER CUM CHAIRMAN OF DISTRICT LEVEL  
COMMITTEE (DLC) DHUBRI  
FOR APPOINTMENT ON COMPASSIONATE GROUND.DHUBRI  
ASSAM  
PIN - 783301

**Advocate for the Petitioner** : MR. N HOSSAIN,  
**Advocate for the Respondent** : SC, ELEM. EDU, GA, ASSAM

**BEFORE**  
**HON'BLE MR. JUSTICE NELSON SAILO**  
**O R D E R**

**26.09.2025**

Heard Mr. N. Hossain, learned counsel for the petitioner, who submits that this is the second time the petitioner is before this Court. The other writ petition being WP(C) No.6333/2023 was disposed of vide order dated 11.12.2023 by directing the District Level Committee (DLC), Dhubri to re-consider the case of the petitioner for compassionate appointment after setting aside the DLC minutes dated 16.09.2009.

**2.** Pursuant thereto, the DLC, Dhubri which met on 22.05.2024, recommended the case of the petitioner to place it before the State Level Committee (SLC). Accordingly, the meeting minutes was forwarded by the District Elementary Education Officer, Dhubri to the Director of Elementary Education, Assam with a copy to the Commissioner and Secretary, School Education Department on 07.09.2024. Despite the same, the case of the petitioner not having been considered, the petitioner is before this Court.

**3.** Learned counsel for the petitioner submits that the State Government had come up with an Office Memorandum dated 18.09.2024, by which it was provided that the compassionate appointment scheme would be henceforth stopped in view of the introduction of the Compassionate

Family Pension Scheme. The Office Memorandum, however, was challenged by number of persons similarly situated and all the writ petitions were disposed of by a common order dated 03.04.2025, the lead case being WP(C) No.342/2025, by directing the respondent authorities to consider all pending cases in terms of the scheme formulated by the Government. In terms of the order passed by this Court, a notice has been issued by the Personnel Department on 30.08.2025 requiring all persons claiming compassionate appointment and those persons whose cases were pending to submit their particulars on or before 15.09.2025. Learned counsel for the petitioner submits that the petitioner has also submitted his particulars on 15.09.2025 and which was also received by the addressee i.e. the Secretary to the Government of Assam, Personnel Department on the same day.

**4.** Considering the above position, the respondent authorities are directed to consider the case of the petitioner by placing his case before the SLC, if not already done in terms of the recommendation made by the DLC, Dhubri.

**5.** Copy of the application submitted by the petitioner dated 15.09.2024 is retained in the record and marked as 'X' for identification.

**6.** With the above observations and direction, this writ petition stands disposed of.

**JUDGE**