

মহা-পরিচালক  
পরিচালক, প্রশাসন/প্রশিক্ষণ/পরিঃ উন্নয়ন  
মনিঃ সুশাসন/পরিঃ উন্নয়ন  
ডাকেট নং: ৬৭০০  
তারিখ: ১৫/১২/১৭

৪০৪০  
১৫/১২/১৭

IN THE SUPREME COURT OF BANGLADESH  
HIGH COURT DIVISION  
(Special Original Jurisdiction)  
Writ petition No. 17925 of 2017

১৫/১২/১৭  
১৫-১২-১৭

The 14<sup>th</sup> Day of December in the year of two thousand seventeen.

**Present:**

**Ms. Justice Naima Haider.**

And

**Mr. Justice Zafar Ahmed.**

And

In the Matter of:

1. Md. Mahmudul Alam, Son of Md. Matlibul Alam, Headmaster, Sherpur, Dhaka  
Government Primary School and others.

**Petitioners.**

**Versus**

Secretary, Ministry of Primary and Mass Education, Bangladesh Secretariat, Shahabagh,  
Dhaka and others.

.....Respondents.

To,

1. Secretary, Ministry of Primary and Mass Education, Bangladesh Secretariat, Shahabagh,  
Dhaka and others.
2. Director General, Director of Primary Education, Mirpur-2, Dhaka-1216
3. Deputy Secretary, Ministry of Primary and Mass Education, Bangladesh Secretariat,  
Shahabagh, Dhaka.
4. District Primary Education Officer, Sherpur.
5. Upazilla Education Officer, Sherpur.
6. Whereas the Petition Abovementioned has been preferred by the petitioner above named  
to this court against Office order bearing memo No. 38.007. 015.000.15.00.2013-408  
dated 01.12.2016 issued under the signature of the respondent No. 2 & 3 (Director  
General, and Deputy Secretary, Ministry of Primary and Mass Education, Bangladesh  
Secretariat, Shahabagh, Dhaka.

Treating the Petitioners as temporary Assistant Teacher instead of  
Headmasters/Headmistress in their respective schools (Annexure-F) and Direction upon  
the respondents to make necessary corrections in the Office order bearing memo No.  
38.007.015.000.15.00.2013-408 dated 01.12.2016 issued under the signature of the  
respondent no. 02 to appoint the Petitioners as Headmaster/Headmistress of their  
respective schools instead of Temporary Assistant Teachers.

Now upon hearing Mr. Tanvir Parvez Advocate for the petitioners Mr. Md. Moklesure Rahman  
D.A.G with Mr. Samarandra Nath Biswas. A.A.G. Mr. Farida Yeasmin. A. A. G for the  
respondents and Upon consideration of the said petitioners this court doth order and do issue a  
rule nisi calling upon you the aforesaid respondents to show cause on or before the 11<sup>th</sup> January  
2018 as under the signature of the respondent No. 2 (Director General Ministry of Primary Mass  
Education Treating the Petitioners as temporary Assistant instead of Head Teacher in their  
respective school not be declared to have been made without any lawful authority and is of no  
legal effect and why a direction should not be issued upon the respondent No. 2 to take every  
necessary steps to correct the impugned office order mentioning the petitioners as Head Teacher  
instead of wrongly treating them as temporary Assistant Teacher and /or pass such other further  
order orders as to this court may seem fit and proper.

The Petitioners are directed to put in requisites for service of notice upon the respondents  
through registered post and usual course.

Witness Mr. Justice Abdul Wahab Miah, performing the functions of the Hon'ble chief Justice  
of Bangladesh at this time 14<sup>th</sup> December in year of two thousand seventeen .