

**GOVERNMENT OF ASSAM**  
**OFFICE OF THE DIRECTOR OF HIGHER EDUCATION, ASSAM,**  
**KAHILIPARA, GUWAHATI-781019.**

No. DHE/PA/4/2017/7

Dated the 22-06-2017

**C I R C U L A R**

References have been made to this office as to the right of a teacher to seek NOC to apply elsewhere and for grant of lien/release. The matter has been minutely examined with reference to the relevant rules governing the service conditions.

Rule 24 of the Assam College Employees (Provincialisation) Rules, 2010 states as follows; -

**No Objection Certificate for Higher Studies and applying for jobs**

“the Governing Body shall issue NOC to the college employees for applying for admission to course of higher studies and for other jobs”.

Since various employer demands an NOC from the present employer, this office has been issuing NOC to teachers to apply elsewhere.

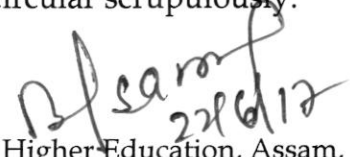
It is clarified that an employee who has accepted employment by way of direct recruitment in a provincialised college cannot claim NOC as a matter of right. The Governing Body or the Principal can decline recommendation for NOC if they think that exit/absence of the teacher will adversely affect the students and the academics of the college. This office will not issue any NOC except when recommended by the College Authority.

An NOC issued from this office will not entitle an incumbent to claim retention of lien on his substantive post as a matter of right.

It is further clarified that each college is a separate cadre for each category of employees as per section 3(c) of the Assam College Employees (Provincialization) Act, 2005. Instances have come that an employee joining from one college to another on an NOC has claimed and availed seniority of past services.

Past service cannot be counted towards seniority in another college except approved by Govt. in each case. Merely getting pay protection does not necessarily mean counting of past services.

All the Principals are hereby requested to follow this circular scrupulously.


  
Director of Higher Education, Assam,  
Kahilipara, Guwahati-19.

Dated the 22-06-2017

Memo No. DHE/PA/4/2017/7 -A

Copy forwarded for information to: -

1. The Principal Secretary to Govt. of Assam, Education Higher Department, Dispur, Guwahati-19.
2. All the Officers/Superintendents of the Directorate of Higher Education, Assam.

  
Director of Higher Education, Assam,  
Kahilipara, Guwahati-19.