

GAHC010134542022



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

Case No. : PIL(Suo Moto)/3/2022

XXX
XXX

VERSUS

IN RE- THE STATE OF ASSAM AND 4 ORS.
REPRESENTED BY THE CHIEF SECRETARY, JANATA BHAWAN, DISPUR,
GUWAHATI-781006

2:THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
JANATA BHAWAN
DISPUR
GUWAHATI-781006

3:THE DEPUTY COMMISSIONER
NAGAON
OLD TRUNK ROAD
CHRISTIANPATTY
NAGAON-782001

4:THE DIRECTOR GENERAL OF POLICE
ASSAM POLICE HEADQUARTERS
ULUBARI
GUWAHATI-781007

5:THE SUPERINTENDENT OF POLICE
NAGAON
ASSA

Advocate for the Petitioner : SC, GHC

Advocate for the Respondent :

Linked Case : WP(C)/239/2024

RASHIDA KHATUN
W/O- LATE SAFIQUUL ISLAM
R/O- VILLAGE SALONIBARI
NAGAON
P.O- AMLAKHIGAON
P.S- DHING
DIST- NAGAON

VERSUS

THE STATE OF ASSAM AND 7 ORS
TO BE REP. BY THE CHIEF SECRETARY TO THE GOVERNMENT OF ASSAM
DISPUR
GUWAHATI-06

2:PRINCIPAL SECRETARY
TO THE GOVERNMENT OF ASSAM
HOME AND POLITICAL DEPARTMENT
DISPUR
GUWAHATI-06
3:THE DIRECTOR GENERAL OF POLICE
ASSAM
ASSAM POLICE HEADQUARTERS
ULUBARI
GUWAHATI-07
4:THE SUPERINTENDENT OF POLICE
NAGAON

O/O THE SUPERINTENDENT OF POLICE
CHRISTIANPATTY
NAGAON
PIN-782001
ASSAM
5:THE DISTRICT COMMISSIONER
OLD TRUNK ROAD
CHRISTIANPATTY
NAGAON
PIN-782001
ASSAM
6:THE OFFICER IN CHARGE
BATADRAVA POLICE STATION
BATRADAVA SARUHISA
BORDUA
NAGAON
ASSAM

PIN-782122
7:THE OFFICER IN CHARGE
OF AHOMGAON POLICE OUTPOST
JAJORI ROAD
TUKTUKI
AHOMGAON
PIN-782123
NAGAON
ASSAM
8:THE OFFICER IN CHARGE
OF DHING POLICE STATION
DHING CHARIALI
NAGAON
PIN-782123
ASSAM

Advocate for : MR. Z KHALID
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 7 ORS

BEFORE
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE KARDAK ETE

26.06.2024.

(Vijay Bishnoi, CJ)

PIL (Suo Moto)/3/2022

Mr. D. Nath, learned Senior Government Advocate appearing for the respondent Home Department, Government of Assam has submitted that as per the order dated 20.05.2024, compensation to the five affected persons have already been paid.

However, in respect of family members/legal heirs of Late Safikul Islam, his wife has submitted the 'Next of Kin' certificate recently and therefore, the compensation amount shall be paid to the family members/legal heirs of Late

Safikul Islam very soon.

Learned counsel for the respondents prays some time to place on record the verification of payment of compensation to all the affected persons by the next date of hearing.

WP (C)/239/2024

Learned counsel for the respondents has submitted that as per the Post Mortem Report, the death of Safikul Islam was natural on account of illness and not on account of torture by the police. It is also submitted that some actions have been taken against the erring officers who were responsible for demolition of houses of the affected persons. He prays some time to file an additional affidavit in this regard.

Time prayed for is granted.

List these matters on 01.08.2024.

JUDGE

CHIEF JUSTICE

Comparing Assistant