

GAHC010024212018



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

Case No. : WP(C)/652/2018

RICHARD SANGYUNG
S/O- SRI RABINDRA SANGYUNG, SAMBUDHANPUR, P.O./P.S.- MAIBANG,
MAIBANG, DIST- DIMA HASAO, ASSAM, PIN-788831

VERSUS

THE STATE OF ASSAM AND 4 ORS.
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, SACHIVALAYA,
DISPUR, GHY-6

2:THE COMMISSIONER AND SECRETARY
HOME AND POLITICAL DEPTT.
GOVT. OF ASSAM
SACHIVALAYA
DISPUR
GHY-6

3:THE DIRECTOR GENERAL OF POLICE
GOVT. OF ASSAM
ASSAM POLICE (H.Q)
ULUBARI
GHY-7

4:THE DEPUTY COMMISSIONER
DIMA HASAO DISTRICT
HALFLONG
DIMA HASAO
ASSAM
PIN-788831

5:THE SUPERINTENDENT OF POLICE
DIMA HASAO DISTRICT

HALFLONG
DIMA HASAO
ASSAM
PIN-78883

Advocate for the Petitioner : MR. S BORTHAKUR, MR. V RAJKHOWA, MR. D GOGOI

Advocate for the Respondent : GA, ASSAM, MS. D D BARMAN, ADDL. SR. GOVT. ADV. ,SC,
DIMA HASAO, MR. K GOSWAMI

BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY

ORDER

01.08.2024

The grievance of the petitioner is that two persons died and the brother of the petitioner got injured in a police firing on 25.01.2018, which took place in Dima Hasao district. According to the petitioner, a Magisterial enquiry was ordered which is not only incompetent but also vitiated by procedural irregularities. Accordingly, the present writ petition is filed.

During the course of the proceeding, affidavit has been filed by the Superintendent of Police, Dima Hasao, whose report suggests use of excess force by Police. It is also discernible that another high level enquiry was conducted.

In the aforesaid backdrop, this Court directed the respondents to produce a chart containing certain facts, including 2 numbers of police cases and 2 numbers of enquiries. However, such order has not been complied with till date though the order was passed way back on 24.01.2023.

In view of the aforesaid, the learned State Counsel Mr. M. Chetia submits that a last chance may be granted to the State respondents to comply with this Court's order dated 24.01.2023 and do the needful in this regard by way of filing an affidavit. Prayer

is allowed.

Let this matter be listed on 02.09.2024. On or before the said date, the affidavit be filed, otherwise, the competent authority who needs to file the affidavit shall remain personally present before this Court.

Mr. Chetia, learned counsel for the State respondents is permitted to forward a downloaded copy of this order to the concerned officials.

List accordingly.

JUDGE

Comparing Assistant