

GAHC010064522024



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

Case No. : WP(C)/1823/2024

RUBUL SAIKIA AND 9 ORS
SON OF SRI BALADAR SAIKIA,
RESIDENT OF VILLAGE- NO.1 TALTALA,
KALITAKUCHI, P.S.- SATGAON,
PO- SATGAON, KAMRUP(M), GUWAHATI- 781027.

2: JADAV CHANDRA DEKA
SON OF LATE GHANA KT. DEKA

RESIDENT OF VILLAGE- PACHIM KURUWA

P.O.- KURUWA
P.S.- SIPAJHAR

DISTRICT- DIRANG
ASSAM- PIN- 784145.

3: JAGADISH RAJBONGSHI
SON OF LATE SIDHIRAM RAJBONGSHI

RESIDENT OF VILL. JYOTINAGAR

P.O.- CHANDMARI AND P.S.- CHANDMARI

DISTRICT- KAMRUP
GUWAHATI- 781003.

4: SHANKAR RAMCHIARY
SON OF PAIMAN RAMCHIARY

RESIDENT OF VILLAGE- URMINAGAR

P.O.- NOONMATI
P.S.- NOONMATI

DISTRICT- KAMRUP(M)
ASSAM-781020.

5: JATINDRA BORO
SON OF CHANARAM BORO

RESIDENT OF VILLAGE- CHANDMARI RUDRA NAGAR

P.O.- CHANDMARI
P.S.- CHANDMARI

DISTRICT- KAMRUP(M)- 781020

6: CHANAKYA KALITA
SON OF LATE HARESWAR KALITA

VILL- RATANPUR

P.O.- SIALMARI
P.S.- TIHU

DIST.- NALBARI
ASSAM- 7813871

7: RINA PATHAK
WIFE OF LATE DHARMESWAR PATHAK

RESIDENT OF VILL.- KAILASHPUR

P.O.- SILPUKHURI
P.S.- CHANDMARI

DIST.- KAMRUP(M)
GUWAHATI
ASSAM

PIN- 781003.

8: MD TAHID ALI
SON OF MD TABZIL ALI

VILL- SIMULA
P.O.- BALISATHA
P.S.- KAYAN

DIST.- KAMRUP(M)
GUWAHATI

ASSAM

PIN- 781345.

9: DIL MOHAMMAD ALI
SON OF PUTUL ALI

VILL. JAPIA
P.S. HAJO
DIST. KAMRUP

ASSAM
PIN- 781102.

10: TARUN GOGOI
SON OF SUSIL GOGOI

RESIDENT OF VILL. SALBARI BAPUJI NAGAR

P.O.- NOONMATI
P.S.- NOONMATI

DIST.- KAMRUP(M)
GUWAHATI
ASSAM

PIN- 781020

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
HOME AND POLITICAL DEPARTMENT, DISPUR, GUWAHATI- 781016.

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI- 781007.

3:THE DIRECTOR GENERAL OF CIVIL DEFENCE AND COMMANDANT
GENERAL OF HOME GUARDS
ASSAM
BELTOLA
GUWAHATI- 781028.

4:THE DISTRICT COMMANDANT
HOME GUARDS

KAMRUP
PANIKHAITI
GUWAHATI- 781026.

5:THE COMMISSIONER OF POLICE
GUWAATI
OFFICE OF THE COMMISSIONER OF POLICE
ASSAM- 781001.

6:THE DEPUTY COMMISSIONER OF POLICE (ADMN.)
GUWAHATI
ASSAM

Advocate for the Petitioner : MR H GUPTA, MR Y. BARBHUIYA

Advocate for the Respondent : GA, ASSAM,

BEFORE
HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR
ORDER

18/11/2025

Heard Mr. H Gupta, learned counsel for the petitioners and Ms. M Bhattacharjee, learned Additional Senior Government Advocate, appearing for the State respondent.

2. This Court had vide order dated 16.10.2025 required the learned Government Advocate, Assam to receive instructions with regard to the stage at which the proceeding instituted against the petitioners for indisciplined conduct was pending.

3. Today, Ms. M Bhattacharjee, learned Additional Senior Government Advocate, on instructions, received from the District Commandant, Panikhaiti has submitted that the notices were already issued to the petitioners. However, they have not appeared for the conduct of the enquiry and accordingly, the matter is pending.

4. On the next date of listing, the District Commandant, Panikhaiti, in writing shall submit a report before this Court with regard to the steps taken against the petitioners for

their purported indisciplined conduct, along with the copies of the notices issued to them and the manner in which it was issued and as to whether the said copies were actually served upon the petitioners.

5. In the event, the said notices were not served, the said report shall also contain the steps taken thereafter, in the matter. The said report be placed before this Court on 28.11.2025.

6. In the event, the said report is not furnished to the learned Additional Senior Government Advocate, appearing in the matter, the concerned District Commandant, Panikhaiti shall personally appear before this Court at 10:30 AM on 28.11.2025 along with the contemporaneous records to assist this Court in disposal of the present matter.

7. Registry to list this matter again on **28.11.2025**.

8. Ms. M Bhattacharjee, learned Additional Senior Government Advocate, shall communicate this order to the District Commandant, Panikhati.

JUDGE

Comparing Assistant