

GAHC010106742023



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

Case No. : Crl.Pet./529/2023

PRANAB BARUAH AND 32 ORS
S/O LT. BELARAM BARUAH
R/O FLAT NO. 624-A, 1ST FLOOR, BHIMA BHAVAN, AT ROAD, MALIGAON,
P.S. JALUKBARI, DIST. KAMRUP (M), ASSAM, PH. NO. 9435345601

2: SRI BISWAJIT NATH
INSPECTOR/RPF AT MALIGAON HQ
S/O LATE LAKHIRAM NATH
R/O WARD NO. 1
MORIGAON TOWN
P.O. AND P.S. MORIGAON
DIST. MORIGAON
ASSAM
PIN-782105

3: SRI K. SANANDA SINGH
INSPECTOR/RPF AT MALIGAON HQ
S/O LATE K. MAIMU SINGH
R/O VILL- KHANGABOK
P.O. AND P.S.
THOUBAL
DIST. THOUBAL
MANIPUR
PIN-795138

4: SRI GIRISH GOGOI
INSPECTOR/RPF/WELFARE AT MALIGAON HQ
S/O LATE KAMAL GOGOI
R/O VILL- LONGPOTIA
P.O. AND P.S. SONARI
DIST. CHARAIDEO
ASSAM

5: SATYA BARUAH

INSPECTOR RPF/ AT LUMDING HQ
NF RAILWAY
S/O SRI NAREN BARUAH
R/O VILL- RAIDONGIA
MOUZA- GOHAIN
P.O. AND P.S. GHILAMARA
DIST. LAKHIMPUR
ASSAM

6: SRI ASHOK DAS
INSPECTOR/RPF POST/MALIGAON
S/O LT. UPENDRA CH. DAS
R/O UGARS BAZAR
M.C. ROAD
DIST. KAMING (M)
ASSAM

7: SRI GOKUL KUMAR DEKA
INSPECTOR/RPF/AT LUMDING HQ
S/O LATE MAHENDRA NATH DEKA
R/O QR. NO. 28 (B)
TYPE-II
WEST MALIGAON
MALIGAON
GUWAHATI-781011
DIST. KAMRUP
ASSAM

8: SRI MADHAB CH. SWARGIARY
INSPECTOR/RPF/ ALIPURDUAR DIVISION HQ
/NER
S/O LT. BANA RAM BORO
R/O KEKOHALI VILLAGE
P.O. JAMATALA CHAIGAON
P.S. RANGIA
DIST. KAMRUP
ASSAM

9: SRI SUNIL KUMAR
INSPECTOR/RPF/EASTERN RLY
S/O LT.MAHENDRA PRASAD
R/O ANAPURNA APARTMENT
FLAT NO. 3A
NTS MORE
DESHBANDHU PARA
DIST. DARJEELING (WB).

10: SRI L. AHANJAO SINGH

INSPECTOR/RPF/RANGIA DIVISION/NF RLY.
S/O SRI L. TOMCHOU SINGH
R/O VILL- LEIMARAM
P.O. AND P.S. NAMBOI
DIST. BISHNUPUR
MANIPUR
PIN-795136

11: SRI JOSEPH M CHARA
INSPECTOR/RPF/AT LUMDING DIVISION HQ
S/O LATE CHARA CHATHO
R/O VILL- KAMLATHABI
P.O. AND P.S. CHANDEL
DIST. MANIPUR
PIN-795127

12: SRI BISWAJIT TIWARY
ASTT. SUB. INSPECTOR/R/F/ KATIHAR EAST
S/O LT. KRISHNA DEO TIWARY
VILL- AMAWAN
P.O. GHARTI
DIST. DEORIA (UTTAR PRADESH)

13: MD. FARUK F. RAHMAN
INSPECTOR/RPG/LUMDING DIVISION HQ
S/O LT. WALILUR RAHMAN
R/O HALIGAON MILONJYOTI PATH
P.O. AND P.S. HATIGAON
DIST. KAMRUP (METRO)
ASSAM

14: SRI RAMEN MALAKAR
CONSTABLE/RPF /GOALPARA POST
S/O SRI SARAT MALAKAR
R/O DUBI MALIPARA
P.S. DUBI
DIST. BARPETA
ASSAM

15: SRI THOUNAOJAM BIKRAM SINGH
CONSTABLE/RPF/NEW BONGAIGAON WORKSHOP
S/O SRI THE GULAMJAT SINGH
K/O KAKCHING ACHOUBA
P.O. KAKCHING
DIST. KAKCHING (MANIPUR).

16: MD. JAHIRUDDIN AHMED
CONST/RPF/PCSC RESERVE COY./MALIGAON

S/O BABUR ALI
R/O SARAITOLI
P.O. MILANPUR
P.S. AND DIST. NALBARI

17: SRI SANTOSH KR. RAY
HD. CONSTABLE/RPF/KATIHAR EAST
S/O LT. DEO NAGAR RAY
R/ KHALWA VILLAGE P.O.KHALWA
P.S. NOTUN BAZAR
DIST. SIWAN (BIHAR)

18: SRI LOHIT CH. DAS
CONSTABLE /RPF/PCSC RESERVE COY./MALIGAON
S/O LT. GHANA KANTA DAS
R/O THARO BARI
P.S. MIRZA
DIST. KAMRUP (METRO)
ASSAM

19: SRI LOHIT GAYARY
CONSTABLE/RPF/PCSC RESERVE COY.
S/O SRI GANES GAYARY
R/O KUCHIAJHAR P.O. BHABANIPUR
DIST. BARPETA
ASSAM

20: SRI SUBHASH CHAKRABORTY
CONSTABLE/RPF/LUMDING POST
S/O SRI SITESH CHAKRABORTY
R/O SEROU PART-3
P.O. AN DP.S. SUGUNU
DIST. KAKCHING (MANIPUR)

21: SRI BINOD MALI
CONSTABLE/RPF /SIB/RANGIA
S/O SRI DEBEN MALI
R/O TAKARABARI
P.O. AND P.S. CHAYAGAON
DIST. KAMRUP
ASSAM

22: MD. MAINUR ALI
HD. CONSTABLE /RPF/DIMAPUR POST
S/O LATE SAHAB ALI
R/O VILL- GARIGAON
RANGAMATI
P.O. PANDU

P.S. JALUKBARI
DIST. KAMRUP (METRO)
ASSAM
PIN-781012

23: SRI DEEPAK CH. DAS
ASST. SUB INSPECTOR/RPF/NORTH LOKHIMPUR RPF POST.

S/O LT. ANAND RAM DAS
R/O LARIKA GREEN VALLEY
1ST FLOOR
AZARA
DIST. KAMRUP (METRO)
ASSAM

24: SRI SATADAL ROY
CONSTABLE
RPF/NEW HAFLONG POSTING/
S/O SRI KATUCHAND ROY
R/O VILL- RANGHAR
PT.III

P.O. BHANGHARPAR
P.S. BARKHOLA
DIST. CACHAR
ASSAM
PIN-788817

25: SRI NABA KUMAR DAS
CONSTABLE
RPF/LUMDING POST

S/O LATE NIRMAL CHANDRA DAS
R/O QUARTER NO. 159/A
TYPE-I
ADARSHA RAILWAY COLONY
MALIGAON
GUWAHATI
DIST. KAMRUP (METRO)
ASSAM
PIN-781011

26: SRI UTTAM GURUNG
CONSTABLE/RPF/PCSC RESERVE COY./ MALIGAON
S/O LT. GOPILAL GURUNG

R/O LARIDUNGA

.O. DONGIBIL

P.S. BIHURPURIA

DIST. LAKHIMPUR
ASSAM

27: SRI MAJOJ KUMAR DAS
HD. CONST. /RPF/MARIANI POST/
S/O SRI DHANI RAM DAS
R/O QTR. NO. 464-B
NO. 6 FERRY GHAT
COLONY
P.O. PANDU

P.S. JALUKBARI
DIST. KAMRUP (METRO)
ASSAM

28: SRI DIPANKAR KR. NATH
HD. CONSTABLE/RPF/DOG SQUAD/ KAMAKHYA

S/O SRI THOUGU RAM NATH

R/O VILL- PANCHIM CHUBA

P.O. AND P.S. SIPAJHAR

DIST. DARRANG
ASSAM
PIN-784145

29: SRI MAINU RAM TAYE
CONSTABLE/RPF/TINSUKIA DIVISION HQ
S/O SRI TULSI TAYE
R/OVILL- BORAGURI

MOUZA- DEMOW
P.O. UDAYAPUR

P.S. UDAYAPUR

DIST. SIVASAGAR
ASSAM

30: SRI RAJIB DAS
CONSTABLE/RPF/NORTH RANGAPARA POST

S/O LT. RAM KRISHNA DAS
R/OSALDALI
P.O. BONGAON P.S.
SARTHEBARI
DIST. BARPETA
ASSAM

31: SRI PRASANNA DAIMARY
INSPECTOR/RPF/COMPUTER-CEL/MALIGAON HEAD QUARTER
S/O LT. GANDHI RAM BORO

R/O VILL- BAHUPARA
P.O. RANI
P.S. PALASBARI
DIST. KAMRUP (M)
ASSAM PIN-781131

32: SRI SURAJ KUMAR THAPA
INSPECTOR/SIB/LUMDING
S/O LT. CHANDRA BAHADUR THAPA
R/O H/NO. 49
JHALUPARA
CANTT. P.O. BARABAZAR
SHILLONG
PIN- 793002
MEGHALAYA.

33: SRI K. MANG @ JAMKHOMANG HAOLAI

INSPECTOR/RPF/CON/MALIGAON
S/O LT. SEIKHOLEN KUKI

R/O H/NO. 132-A

LANE -4

VILL- KUDAKHEL
PO. AND P.S. DIMAPUR
DIST. DIMAPUR
NAGALAND

VERSUS

THE CENTRAL BUREAU OF INVESTIGATION AND 6 ORS
REP. BY SC, CBI GUWAHATI

2:THE SECRETARY TO THE GOVT. OF ASSAM

HOME DEPARTMENT

ASSAM
SECRETARIAT

DISPUR
GUWAHATI-06.

3:THE DEPUTY INSPECTOR GENERAL

CENTRAL BUREAU OF INVESTIGATION
ANTI-CORRUPTION BRANCH
OPPOSITE BALAJI TEMPLE BETKUCHI
NH-37
GUWAHATI-35.

4:THE INSPECTOR OF POLICE

CENTRAL BUREAU OF INVESTIGATION
ACB
GUWAHATI-35.

5:GENERAL MANAGER N.F. RAILWAY MALIGAON

P.O. AND P.S.MALIGAON
GUWAHATI-11.

6:CHIEF VIGILANCE OFFICER

N.F. RAILWAY
MALIGAON
P.O. AND P.S. MALIGAON
GUWAHATI-11.

7:PRINCIPAL CHIEF SECURITY COMMISSIONER
RPF/N.F. RAILWAY

MALIGAON
P.O. AND P.S. MALIGAON
GUWAHATI-11

Advocate for the Petitioner : MR. R P KAKOTI SR. ADV.

Advocate for the Respondent : SC, CBI

**BEFORE
HONOURABLE MR. JUSTICE AJIT BORTHAKUR**

ORDER

Date : 07.08.2023

Heard Mr. R. P. Kakoti, learned Senior counsel for the petitioners and Mr. M. Haloi, learned Standing Counsel, CBI for the respondent Nos. 1, 3 and 4. Also heard Mr. S. S. Roy, learned Standing Counsel, Railway for the respondent Nos. 5, 6 and 7.

Legible scanned copy of the case record along with the case diary be called for.

Issue notice to the respondent No. 2 within two days.

List this matter after **3 (three) weeks**.

JUDGE

Comparing Assistant