

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 D.P.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
HON'BLE MR. JUSTICE ROBIN PHUKAN

ORDER

01.03.2024

Heard Mr. S. Sutradhar, learned counsel for the petitioner and also heard Mr. M. Haloi, learned Special P.P. for the CBI appearing for respondent Nos.1, 3 and 4 as well as Mr. S.S. Roy, learned Government Advocate, appearing for respondent Nos.5—7.

Mr. Sutradhar, learned counsel for the petitioner submits that since respondent No.2

is the Secretary to the Government of Assam, he prays that he may be permitted to cause service through the Government Advocate.

Prayer is accordingly allowed.

List the matter on 28.03.2024.

Mr. Haloi, learned Special PP for the CBI submits that he has not been furnished with extra copy of the petition and accordingly, the learned counsel for the petitioner undertakes to furnish a copy of the petition to Mr. Haloi during the course of the day.

Sd/- Robin Phukan
JUDGE

Comparing Assistant