

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 MANISH CHOUDHURY**

**ORDER**

**Date : 30.04.2024**

Heard Mr. R.P. Kakati, learned Senior Counsel assisted by Mr. S. Sutradhar, learned counsel for the petitioners; Mr. M. Haloi, learned Special Public Prosecutor, CBI for the respondent nos. 1, 3 & 4; Mr. B.B. Gogoi, learned Additional Public Prosecutor for the respondent no. 2; and Mr. S. Borthakur, learned counsel representing Mr. S.S. Roy, learned

counsel for the respondent nos. 5, 6 & 7.

Mr. Haloi, learned Special Public Prosecutor has submitted that an objection has already been filed vide document no. 6/2024 but the same is not tagged with the case record.

Mr. Kakati, learned Senior Counsel for the petitioners has submitted that a reply to the said objection has also filed today.

Office to trace out the objection filed on behalf of the respondent CBI authorities as well as the reply filed on behalf of the petitioners today and to tag with the case record.

List the case after a week on a date to be fixed by the office.

**JUDGE**

**Comparing Assistant**