

GAHC010115982025



undefined

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

Case No. : WP(C)/3091/2025

SAIKHOLEN HOUKIP @ SEIKHOLEN HOWKIP
S/O LATE PAOKAI HOUKIP, VILL- SAIJANG, P.O. AND P.S.- DILLAI
(BOKAJAN SUB-DIVISION), DIST- KARBI ANGLONG (ASSAM)

VERSUS

\

STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY, DEPARTMENT
OF HOME AFFAIRS, GOVERNMENT OF ASSAM, DISPUR, GUWAHATI-6,
KAMRUP (M), ASSAM

2:THE DIRECTOR GENERAL OF POLICE
ULUBARI
GUWAHATI-7
DIST- KAMRUP (M)
ASSAM

3:THE INSPECTOR GENERAL OF POLICE (ADMN)
ULUBARI
GUWAHATI-7
DIST- KAMRUP (M)
ASSAM

4:THE SUPERINTENDENT OF POLICE
KARBI ANGLONG
DIPHU
ASSAM

PIN-78248

Advocate for the Petitioner : MR. R CHETRI, MR N MILI,MR N BARMAN

Advocate for the Respondent : GA, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

06.06.2025

Heard Mr. R. Chetri, learned counsel appearing for the writ petitioner. Perused the averments made in the writ petition.

Pursuant to registration of a police case being Dillai P.S. Case No.44/2012 registered under section 25(1-A) of the Arms Act read with Section 4/5 of the E.S. Act the writ petitioner was subjected to a criminal proceeding as well as a departmental proceeding, which eventually ended up in an order of major punishment of removal from service. The petitioner was, however, acquitted in the criminal case. As such, he has approached this Court by filing the present writ petition seeking an order for reinstatement in service on the ground that criminal charges brought against the petitioner could not be proved in the Court of law.

Mr. T. C. Chutia, learned Addl. Sr. Govt. Advocate, Assam prays for some time to obtain instruction.

Issue notice of motion returnable in six weeks.

Since Mr. T. C. Chutia, learned Addl. Sr. Govt. Advocate, Assam has entered appearance and accepted notice on behalf of all the respondents, no formal notice is required to be sent in this case. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned Government

Advocate, within a week from today, so as to enable him to obtain instruction.

JUDGE

Comparing Assistant