

GAHC010143572025



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

Case No. : WP(C)/3692/2025

G/5015234W RFN/GD ROBEN THANGA CHIRU
S/O- SRI AKUNG THANGA CHIRU, PRESENTLY SERVING AT 41ST ASSAM
RIFLES, C/O 99 APO, PIN- 932041.

VERSUS

THE UNION OF INDIA AND 3 ORS
REPRESENTED BY THE SECRETARY THE GOVT OF INDIA, MINISTRY OF
HOME AFFAIRS, NEW DELHI-110001.

2:THE DIRECTOR GENERAL ASSAM RIFLES
HEAD QUARTER MAHANIDESHALAYA
ASSAM RIFLES
SHILLONG
MEGHALAYA-11.

3:THE COMMANDANT
41St ASSAM RIFLES
C/O 99 APO
pin- 932031.

4:THE CHIEF MEDICAL OFFICER
COMPOSITE HOSPITAL
CRPF 9TH MILE
POST OFFICE -AMERIGOG
GHY
ASSA

Advocate for the Petitioner : MR V KUMAR, MR B PATHAK,MS M TIWARI,MISS A BORAH

Advocate for the Respondent : DY.S.G.I., MR. G PEGU (C.G.C)

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

30.07.2025

Heard Mr. B Pathak, learned counsel for the petitioner. Also heard Mr. G Pegu, learned CGC for the respondents.

Mr. G Pegu, learned CGC submits that the instructions have been received that the procedure required under the Assam Rifles Rules, 2010 has been followed and therefore there is no infirmity in the order which is impugned in the present writ petition.

The learned counsel for the petitioner on the other hand reiterated his submissions that the procedure has not been followed. He came to be aware of the order of invalidation leading to discharge only upon the copy of the same being served upon him. As per the requirement under the Rules, he was not informed nor given an opportunity to obtain opinion from a Civil Servant.

In that view of the matter, the learned CGC submits that he would like to bring on record these instructions by way of an affidavit. He prays for two weeks.

Prayer made is allowed.

List on 20.08.2025.

Interim order passed earlier will continue till the next date.

JUDGE

Comparing Assistant