

GAHC010151052021



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

Case No. : WA/229/2021

THE STATE OF ASSAM
THROUGH THE COMMISSIONER AND SECRETARY TO THE GOVT. OF
ASSAM, EDUCATION (ELEMENTARY) DEPARTMENT, ASSAM
SECRETARIAT, DISPUR, ASSAM, PIN- 781005.

VERSUS

PHAGULAL PRASAD
S/O- LATE JANGILAL PRASAD, P.O. PANITOLA RAILWAY STATION, P.S.
TINSUKIA, DIST.- TINSUKIA, PIN- 786183.

For the Appellant(s) : Mr. R Mazumdar, Standing Counsel,
Education Department.

For the Respondent(s) : Mr. Abhijit Bhattacharya, Advocate

Name of Officers : Mr. Gaurav Abhijit Dilip, IPS, SP, Tinsukia,
Mr Muntaz Ali, SI (IO) of Tinsukia Police Station.

- B E F O R E -

HON'BLE THE CHIEF JUSTICE

HON'BLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

23.08.2023

The Superintendent of Police, Tinsukia, Mr Gaurav Abhijit Dilip, IPS, is present before the Court, as per direction given on 10.08.2023. He points out

that the fresh investigation in the FIR was directed in the year 2020. Thereafter, because of COVID-19 pandemic, the matter got stuck up. However, now, relevant documents have been collected from the Education Department and the report under Section 173 CrPC shall be filed in the Court concerned within next one month.

The consideration of this appeal is deferred by 8 (eight) weeks, awaiting the outcome of the investigation.

A copy of the report filed under Section 173 CrPC shall be forwarded to Mr R Mazumdar, learned Standing Counsel, Education Department, who shall place the same on record, by the next date. Copy thereof shall be provided to the learned counsel for the private respondent.

Re-notify after 8 (eight) weeks.

Personal appearance of the Superintendent of Police, Tinsukia and the Sub-Inspector of Tinsukia Police Station/Investigating Officer shall not be required on future dates of hearing.

JUDGE

CHIEF JUSTICE

Comparing Assistant