

GAHC010173952026



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

Case No. : W.P.(Crl.)/37/2026

ALARATDIN ALI ALIAS RAHUL ALI
S/O SUFI ALI ALIAS SOFIR ALI, R/O TAMULICHIGA, MUSLIMGARON, P.S.
TEOK, DIST- JORHAT, ASSAM, PIN- 785682.

VERSUS

THE UNION OF INDIA AND 12 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA,
DEPARTMENT OF REVENUE, MINISTRY OF FINANCE, NEW DELHI- 110001.

2:THE DEPUTY SECRETARY
(PITNDPS)

GOVT. OF INDIA
MINISTRY OF FINANCE
DEPARTMENT OF REVENUE
2ND FLOOR
ROOM NO. 202
JEEVAN TARA
BUILDING
PARLIAMENT STREET
NEW DELHI
PIN -110001.

3:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT
OF ASSAM
HOME AND POLITICAL DEPARTMENT
DISPUR
GHY- 06.

4:THE SECRETARY TO GOVERNMENT OF ASSAM

HOME AND POLITICAL DEPARTMENT
DISPUR
GHY- 781006

ASSAM

5:THE ADDITIONAL CHIEF SECRETARY
HOME AND POLITICAL DEPARTMENT
GOVT OF ASSAM
ASSAM SECRETARIAT
CM BLOCK
SECOND FLOOR
DISPUR
GHY- 6.

6:THE DETAINING AUTHORITY (UNDER PITNDPS ACT) AND THE
SECRETARY
TO THE GOVT. OF ASSAM
HOME AND POLITICAL DEPARTMENT
GOVT. OF ASSAM
ASSAM SECRETARIAT
CM BLOCK
2ND FLOOR
DISPUR
GHY- 06.

7:THE ADVISORY BOARD
(UNDER PITNDPS ACT)

REPRESENTED BY THE SECRETARY
HOME AND POLITICAL DEPARTMENT
GOVT OF ASSAM
ASSAM SECRETARIAT
CM BLOCK
2ND FLOOR
DISPUR
GHY
ASSAM
PIN- 781006.

8:THE DISTRICT COMMISSIONER
HOJAI
SANKARDEV NAGAR
HOJAI
ASSAM
PIN- 782435.

9:THE DIRECTOR GENERAL OF POLICE

ASSAM
ULUBARI
GHY- 07.

10:THE ADDITIONAL DIRECTOR GENERAL OF POLICE
(CID)

ASSAM
ULUBARI
GHY- 07.

11:THE INSPECTOR GENERAL OF POLICE
(CR)
JORHAT
ASSAM

12:THE SUPERINTENDENT OF POLICE
JORHAT
ATILAGAON
JORHAT
ASSAM
PIN -785001.

13:THE SUPERINTENDENT
CENTRAL JAIL
JORHAT
P.O. BORBHETA
JORHAT
ASSAM
PIN-785004

Advocate for the Petitioner : MR P R SARMA, MR D MEDHI

Advocate for the Respondent : DY.S.G.I., GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 17-08-2026
(K.R Surana, J)

Heard Mr. P. R Sarma, learned counsel for the petitioner. Also heard Mr. H.

Das, learned CGC for the respondent No. 1 & 2 and Mr. P. Sarma, learned Addl. Sr. Government Advocate for the respondent No.3 to 13.

2. By filing this writ petition under Article 226 of the Constitution of India, the petitioner who is currently under preventive detention is seeking issuance of a writ of *habeas corpus* to assail the impugned detention order No. eCF-616222/136 dated 30/10/2025, by which in exercise of power under Section 3(1) PIT NDPS Act, the petitioner was detained on the ground of continuous involvement in recent trade of narcotic drugs, even after his arrest on several occasions. The representation submitted by the petitioner is annexed at Annexure-3 to the writ petition.

3. Issue notice returnable in 2(two) weeks.

4. Requisite extra copies of both hard copy and soft copy of the writ petition be provided to the learned CGC as well as the learned State Counsel in course of the day so as to enable the respondents to obtain instructions and to file affidavit-in-opposition, if so advised.

5. List the matter again on **28.08.2026**.

6. The name of Mr. H. Das, learned CGC shall be reflected in the daily cause list on the next date of listing.

JUDGE

JUDGE

Comparing Assistant