

GAHC010188122022



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

Case No. : WP(C)/6107/2022

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS
AND HEAD OF FOREST FORCE, ASSAM, PANJABARI, GUWAHATI- 781037.

2: THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND THE HEAD OF
FORESTS FORCE
ASSAM
PANJABARI
GUWAHATI-781037

3: THE CHIEF WILDLIFE WARDEN
ASSAM
ARANYA BHAWAN
GUWAHATI- 781037

VERSUS

THE UNION OF INDIA AND 7 ORS.
MINISTRY OF ENVIRONMENT, FORESTS AND CLIMATE CHANGE
(PROJECT ELEPHANT DIVISION), INDIRA PARYAVARAN BHAWAN, JOR
BAGH ROAD, ALIGANJ, NEW DELHI- 110003.

2:THE CHIEF SECRETARY TO THE GOVERNMENT OF TAMIL NADU
SECRETARIAT
CHENNAI- 600009.

3:THE ADDL. CHIEF SECRETARY TO THE GOVERNMENT OF TAMIL NADU
SECRETARIAT
CHENNAI- 600009.

4:THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS AND THE HEAD OF
FORESTS FORCE
TAMIL NADU
CHENNAI- 600015.

5:THE CHIEF WILDLIFE WARDEN
TAMIL NADU
CHENNAI - 600015.

6:THE DIRECTOR GENERAL OF POLICE
TAMIL NADU
CHENNAI- 600004.

7:GIRIN MORAN
S/O- LATE KANDURA MORAN

R/O- UPAR KACHIJAN VILLAGE

KACHIJAN CHARIALI POST

P.S.- KAKAPATHAR

DISTRICT- TINSUKIA
ASSAM.

8:PEOPLE FOR THE ETHICAL TREATMENT OF ANIMAL (PETA)
INDIA
REP. BY KHUSHBOO GUPTA
SERVING AS DIRECTOR OF ADVOCACY PROJECTS IN PEOPLE FOR THE
ETHICAL TREATMENT OF ANIMALS (PETA)
INDIA
HAVING ITS REGISTERED OFFICE AT F-110
1ST FLOOR
JAGDAMBA TOWER
PLOT NO. 13
COMMUNITY CENTRE
PREET VIHAR
NEW DELHI- 110092.

9:PEOPLE FOR CATTLE IN INDIA
REPRESENTED BY ARUN PRASANNA G
FOUNDER AND MANAGING TRUSTEE OF THE TRUST
AGED ABOUT 31 YEARS
RESIDENT OF NO. 8/22
RAGAVIYAH ROAD
T NAGAR
CHENNAI-600017.

10:ARUN PRASANNA G

AGED ABOUT 31 YEARS
RESIDENT OF NO. 8/22

RAGAVIYAH ROAD
T NAGAR
CHENNAI-600017.

11:ARULMIGU NACHIYAR (ANDAL) TEMPLE
SRIVILLIPUTHUR
VIRUDHUNAGAR
TAMIL NADU- 626125 REPRESENTED BY ITS EXECUTIVE OFFICER

Advocate for the Petitioner : MR. D SAIKIA, MR P NAYAK,MR DEBANUJ DUTTA,MS
PADMINI BARUA,MS RUKMINI BARUA

Advocate for the Respondent : ASSTT.S.G.I., OTOLI KITS (R-11),MRS M DAS (R-9,10),MS. M
BORGOHAIN (R-9,10),MR. P MAHANTA (R-9,10),MR. U PATHAK(R-2,3,4,5,6),MR. A R
GOGOI(R-2,3,4,5,6),MR. P K TIWARI(R-2,3,4,5,6),MS. N MAHANTA (R-8),MR. N GAUTAM (R-
8),MR D J DAS (R-8),MR. K N CHOUDHURY (R-8),MR H GUPTA

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

17.03.2026

Heard Shri P. Nayak, learned Additional Advocate General, Assam for the petitioners – State of Assam. Also heard Shri H. Gupta, learned CGC; Shri PK Tiwari, learned Senior Counsel assisted by Shri AR Gogoi, learned counsel representing the State of Tamil Nadu; Shri KN Choudhury, learned Senior Counsel assisted by Shri DJ Das, learned counsel for the respondent no.8; Shri P. Mahanta, learned counsel for the respondent nos. 9 and 10 and Shri A. Mariarputham, learned Senior Counsel assisted by Ms. O. Kits, learned counsel for the respondent no. 11.

2. In the course of hearing, an objection has been raised by the respondent no. 11 questioning the competence of the Principal Chief Conservator of Forest and HoF, Assam to represent the State, which was also raised in the additional affidavit-in-opposition. Though an explanation was sought to be given by the

State in its rejoinder, Shri Nayak, learned AAG has submitted that he may be given an opportunity to file an I.A. for proper representation by the State.

3. Considering the importance of the matter involved, this Court is of the view that interest of justice would require giving an opportunity to the petitioners to file appropriate I.A. in this regard as dismissal of the petition on this ground may not serve the interest of justice.

4. In the above conspectus, the matter is adjourned to be listed on 26.03.2026, by which time, appropriate I.A. may be filed.

JUDGE

Comparing Assistant