

GAHC010210942024



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

Case No. : WP(C)/5229/2024

KULA PRADIP BHATTACHARYYA
S/O- HEMANTA BHATTACHARYA, R/O- H.N-07, UDAYAN PATH -2, TRIPURA
ROAD, BELTOLA, GUWAHATI-28, DIST- KAMRUP (M), ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY ADDITIONAL CHIEF SECRETARY TO THE GOVERNMENT OF
ASSAM, HOME AND POLITICAL DEPARTMENT
DISPUR, GUWAHATI-6.

2:THE SECRETARY
TO THE GOVERNMENT OF ASSAM
HOME (A) DEPARTMENT
DISPUR
GUWAHATI-6.

3:THE JOINT
TO THE GOVERNMENT OF ASSAM
HOME AND POLITICAL DEPARTMENT
DISPUR
GUWAHATI-6.

4:THE DIRECTOR GENERAL OF POLICE
ULUBARI
GUWAHATI-07
ASSA

Advocate for the Petitioner : MR. K P PATHAK, MR. C PAUL,MR BHARGAV DAS,MR B
CHOUDHURY

Advocate for the Respondent : GA, ASSAM,

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 03/10/2024

Heard Mr. K.P. Pathak, learned counsel for the writ petitioner. Perused the averments made in the writ petition.

Issue notice returnable on 28/10/2024.

Mr. C.S. Hazarika, learned Government Advocate, Assam, has appeared and accepted notice on behalf of all the respondents. As such, 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 departmental counsel, within three days from today.

Since the petitioner has prayed for an order of stay of the departmental proceeding on the ground that on the same set of facts, a criminal proceeding is pending against him wherein, charge sheet has been submitted, the learned Government Advocate to obtain instruction and appraise this Court as to the stage of criminal proceeding on the next date fixed.

Prayer for interim order shall be considered on the returnable date.

List the matter again on 28/10/2024

JUDGE

sukhamay

Comparing Assistant