

GAHC010221272024



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

WP(C)/5381/2024

PUSHKAL GOGOI
S/O- LATE PRADIP GOGOI

R/O- 2 NO MIRIHULA VILLAGE
MORANHAT
DIBRUGARH
ASSAM
PIN-785670

VERSUS

THE STATE OF ASSAM AND 3 ORS
TO BE REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
DEPARTMENT OF HOME AND POLITICAL
ASSAM SECRETARIAT
DISPUR
GUWAHATI- 781006
ASSAM

2:THE SECRETARY
TO THE GOVERNMENT OF ASSAM
DEPARTMENT OF HOME AND POLITICAL
ASSAM SECRETARIAT
DISPUR
GUWAHATI- 781006
ASSAM

3:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI-07

4:THE ASSISTANT INSPECTOR GENERAL OF POLICE (LAW)
ASSAM
ULUBARI
GUWAHATI-07

Advocate for : MR H K DAS

Advocate for : GA

ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

B E F O R E
HON'BLE MR. JUSTICE SUMAN SHYAM

ORDER

30.10.2024

Heard Mr. HK Das, learned counsel appearing for the writ petitioner. Also heard Ms. M. Bhattacharjee, learned Additional Senior Government Advocate, Assam appearing for all the respondents.

Ms. Bhattacharjee submits that the question of law involved in this proceeding, is sub-judiced in other pending matters, which are fixed on 14.11.2024. Therefore, this writ petition be also posted on 14.11.2024 along with WP(C) No. 5384/2024 so as to enable her to obtain complete instruction.

Mr. HK Das, learned counsel for the petitioner, on the other hand, submits that the authorities are proceeding with the departmental proceeding, and, therefore, an interim order for protection is called for in this case.

Ms. Bhattacharjee, learned Additional Senior Government Advocate has not opposed the said prayer.

In view of the above, issue notice of motion, returnable on 14.11.2024.

Since the respondents are already represented, no formal notice is

required to be sent in this case.

Extra copies of the writ petition, requisite in numbers, be furnished to the learned Additional Senior Government Advocate, so as to enable her to obtain instruction and file affidavit.

List this matter along with WP(C) No. 5384/2024 on 14.11.2024.

Heard on the prayer of interim relief.

Having regard to the facts and circumstances of the case, it is hereby provided that the departmental proceeding initiated against the writ petitioner, shall remain suspended until further order(s).

JUDGE

Comparing Assistant