

GAHC020000552025



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

Case No. : MC(CRL)/2/2025

E N KITHAN
FOMERLY DIRECTOR
DEPT. OF LAND RECORD AND SURVEY
GOVT. OF NAGALAND AT DIMAPUR
(SERVED DURING 3RD JUNE 2014- 31ST DEC 2023)

VERSUS

STATE OF NAGALAND AND 2 ORS
THROUGH ITS SECRETARY
DEPT. OF LAND RECORD AND SURVEY
GOVT. OF NAGALAND
NAGALAND, KOHIMA 2:THE NAGALAND LOKAYUKTA
THROUGH ITS SECRETARY
BELOW NEW SECRETARIAT
NAGALAND
KOHIMA

3:INSPECTOR GENERAL OF POLICE AND DIRECTOR
HOD AND OFFICER INCHARGE
LOKAYUKTA POLICE STATION
NAGALAND
KOHIM

Advocate for the Petitioner : N Z LOTH, SHUBHI SRIVASTAVA, PRINCE KUMAR

Advocate for the Respondent : GOVT ADV NL,

Linked Case : I.A.(CrI.)/3/2025

E N KITHAN

FOMERLY DIRECTOR DEPT. OF LAND RECORD AND SURVEY GOVT. OF
NAGALAND AT DIMAPUR (SERVED DURING 3RD JUNE 2014- 31ST DEC 2023)

VERSUS

STATE OF NAGALAND AND 2 ORS
THROUGH ITS SECRETARY
DEPT. OF LAND RECORD AND SURVEY
GOVT. OF NAGALAND
NAGALAND
KOHIMA

2:THE NAGALAND LOKAYUKTA
THROUGH ITS SECRETARY
BELOW NEW SECRETARIAT
NAGALAND
KOHIMA

3:INSPECTOR GENERAL OF POLICE AND DIRECTOR
HOD AND OFFICER INCHARGE
LOKAYUKTA POLICE STATION
NAGALAND
KOHIMA

Advocate for : N Z LOTHAN

Advocate for : GOVT ADV NL appearing for STATE OF NAGALAND AND 2 ORS

Linked Case : I.A.(CrI.)/2/2025

E N KITHAN

FOMERLY DIRECTOR DEPT. OF LAND RECORD AND SURVEY GOVT. OF
NAGALAND AT DIMAPUR (SERVED DURING 3RD JUNE 2014- 31ST DEC 2023)

VERSUS

STATE OF NAGALAND AND 2 ORS
THROUGH ITS SECRETARY
DEPT. OF LAND RECORD AND SURVEY
GOVT. OF NAGALAND
NAGALAND
KOHIMA

2:THE NAGALAND LOKAYUKTA
THROUGH ITS SECRETARY
BELOW NEW SECRETARIAT
NAGALAND KOHIMA

3:INSPECTOR GENERAL OF POLICE AND DIRECTOR
HOD AND OFFICER INCHARGE
LOKAYUKTA POLICE STATION
NAGALAND KOHIMA

Advocate for : N Z LOTHAN
Advocate for : GOVT ADV NL appearing for STATE OF NAGALAND AND 2 ORS

**BEFORE
HON'BLE MR. JUSTICE BUDI HABUNG**

ORDER

Date : 20.01.2026

Heard Mr. S. K. Srivastava, learned counsel, and Mr. N. Z. Lotha, learned counsel, appearing on behalf of the petitioner. Also heard Mr. V. Zhimomi, learned Public Prosecutor, State of Nagaland, appearing on behalf of respondent No. 1. However, respondent Nos. 2 & 3 have remained unrepresented till date despite service of notice.

The State respondent No. 1 has filed an affidavit-in-opposition in the matter and annexed the report submitted by the Upa-Lokayukta, Nagaland, Kohima, wherein, it has been stated that the Upa-Lokayukta has disposed of the Case No. A.VIG-17/2015/645, vide order, dated 20.03.2025, with the recommendation that the Government shall put in place a proper check/control system if not already in place when such projects are implemented by any department of the State Government.

In this regard, Mr. Zhimomi, learned Public Prosecutor, State of Nagaland, prays for some time to obtain necessary instructions as to

whether the State Government has taken any decision on the report submitted by the Upa-Lokayukta, Nagaland, Kohima.

Prayer is allowed.

Mr. Zhimomi, learned Public Prosecutor, State of Nagaland, is granted 3 weeks time to place on record, the instructions, in question.

List it after 3(three) weeks on a date to be fixed by the Registry.

Sd/-

JUDGE

Comparing Assistant