



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

Case No. : WP(C)/67/2025

SHRI LUCKSON SUMI
S/O LATE P.K.LAXMAN, R/O H.NO. C-76, BLOCK V, THILIXU VILLAGE,
CHUMOUKEDIMA, NAGALAND

VERSUS

STATE OF NAGALAND AND 2 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF NAGALAND
2:THE DEPUTY COMMISSIONER
LONGLENG NAGALAND

3:AGGRIEVED PARTY
C/O THE DEPUTY COMMISSIONER
LONGLENG NAGALAN

Advocate for the Petitioner : A. ZHIMOMI, ESTHER,LHOUSINO,G
KAMEI,NEITSEIZONUO SOLO,VITO K SHOHE

Advocate for the Respondent : GOVT ADV NL,

**BEFORE
HON'BLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 24-04-2025

Heard Mr. A. Zhimomi, learned counsel for the writ petitioner.

Perused the averments made in the writ petition.

Being *inter-alia* aggrieved by the summon dated 14-04-2025 issued by the Deputy Commissioner, Longleng, i.e. the respondent No. 2 herein requiring the petitioner to appear before him on or before 25-04-2025, the instant writ petition has been filed *inter- alia* contending that the respondent No. 2 does not have any authority or jurisdiction under the law to issue such a summon.

Mr. Zhimomi has also argued that the office of the Deputy Commissioner, Longleng is being used by a third party referred to as "aggrieved party" (respondent No. 3) thus, entering into civil dispute between the parties without the authority of law.

On a pointed query made by this Court, Mr. L.T. Sangtam, learned Addl. AG, Nagaland has prayed for some time to obtain instruction and apprise this Court as to under which provision of law the impugned summon dated 14-04-2025 has been issued by the respondent No. 2.

Issue notice returnable on 26-05-2025.

Since Mr. Sangtam has appeared and accepted notice on behalf of respondent No. 1 and 2, no formal notice is required to be sent to the said respondents.

Extra copies of the writ petition, requisite in numbers, be furnished to the learned Addl. AG, Nagaland.

Petitioner to take steps for service of notice upon respondent No. 3 by registered post with A/D within 02 days.

Heard on the prayer of interim relief.

Having regard to the nature of controversy involved in this proceeding and the fact that the last date of appearance as per the impugned summon has been fixed on 25-04-2025, it is hereby provided that operation of the impugned summon dated 14-04-2025 (Annexure-10) shall remain suspended till the returnable date.

Sd/-

JUDGE

Comparing Assistant