

GAHC030001232019



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

Case No. : Cont.Cas(C)/7/2019

Vanlalsiama
Sakawrdai, aizawl

VERSUS

Lalnunmawia Chuaungo and 4 Ors.
Aizawl2:Lalrinliana Fanai Home Secretary
Govt. of Mizoram Aizawl
Aizawl

3:Smt. Renu Sharma
Chief Secretary to the Govt. of Miozram
Aizawl

4:Sh. Vanlalngaihsaka
Secreatary to the Govt. of Mizoram
Home Department
Aizawl

5:Sh. H. Lalengmawia
I.A.S.
Secretary to the Govt. of Mizoram
Home Department
Aizaw

Advocate for the Petitioner : Mr P C Prusty

Advocate for the Respondent : Mr C Zoramchhana for R1

BEFORE
HON'BLE MR. JUSTICE MRIDUL KUMAR KALITA
:: O R D E R ::

21.08.2023

Heard Mr. Nei Chunga Darlong, learned counsel for the contempt petitioner. Also heard Ms. Mary L. Khiangte, learned Government Advocate.

It is submitted by learned counsel for the petitioner that on several occasion, the Government counsels have appeared and have submitted before this Court that learned Advocate General would be appearing for respondents and it also appears that on 16.03.2022, Mr. D. Das, learned Advocate General, Mizoram appeared before this Court and made submission that an additional affidavit shall be filed by the Chief Secretary. Thereafter, the learned Advocate General did not appear on any other date and it was submitted on various dates by different Government Advocate including the Additional Advocate General that learned Advocate General, Mizoram would be appearing in this case for the respondents.

Though, today Ms. Mary L. Khiangte, learned Government Advocate submitted that as this is a contempt case, the respondent shall have to file their individual authority to authorize counsel to represent them which has not been done in case of the Advocate General, however, on perusal of the order dated 24.07.2023, it appears that Mrs. Linda L. Fambawl, learned Government Advocate had submitted before this Court that there was a meeting of the Home Department, Government of Mizoram, wherein she was informed that learned Advocate General would be appearing in this matter and accordingly she requested this matter be fixed today i.e. 21.08.2023. It appears that the learned Government Advocates have taken various conflicting stand on various dates before this Court as regards who would be representing the

contemnors/respondents in this case.

Hence, this Court deems it appropriate to direct the Registry to verify from the record and put up an office note as to whether any authorization/vakalatnama has been filed by the counsels to represent the respondents in this case.

In the meanwhile, the respondents may also file authorization/vakalatnama, if they are intending to engage any counsel to represent them in their personal capacity otherwise this contempt petition would be accordingly proceeded with.

Let this case be listed again on 28.08.2023.

JUDGE

Comparing Assistant