

GAHC030001352022



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

**Case No. : PIL/3/2022**

ZWO (Zofa Welfare Organization) R/b Rev. Robawia, President, ZWO  
Aizawl, Mizoram

VERSUS

State of Mizoram and 4 Ors.  
Aizawl, Mizoram      2:The Secretary/ Under Secretary  
Home Department  
Aizawl  
Aizawl  
Mizoram

3:The Chairman/ Secretary  
Planning Programme and Implementation Department  
Aizawl  
Mizora

**Advocate for the Petitioner** : Ms. Rosalynn L Hmar

**Advocate for the Respondent** : Mrs. Linda L. Fambawl, GA, Mizoram

Linked Case : I.A.(Civil)/96/2022

ZWO (Zofa Welfare Organization) r/b Robawia  
President  
ZWO  
Mizoram Societies Registration Act  
2006 bearing Redg. No. MSR-477 of 12.11.2007 of 2012

VERSUS

State of Mizoram and 3 Ors.  
r/b The Chief Secretary

Aizawl  
Mizoram.

2:The Secy./ Under Secretary  
Home Department  
Aizawl  
Mizoram.

3:The Chairman/ Secretary  
Planning Programme and Implementation Department  
Aizawl  
Mizoram.

4:The Inspector General of Prison  
Government of Mizoram

Aizawl  
Mizoram.

Advocate for the Petitioner : Ms. Rosalynn L Hmar  
Advocate for the Respondent :

## **B E F O R E**

**HON'BLE MR. JUSTICE MICHAEL ZOTHANKHUMA**  
**HON'BLE MRS. JUSTICE MARLI VANKUNG**

## **ORDER**

**29.08.2023**

*(Michael Zothankhuma, J)*

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Heard Ms. Rosalynn L. Hmar, learned counsel for the petitioner as well as Mrs. Linda L. Fambawl, learned Government Advocate.

Para 2 (c) of the affidavit filed by the respondent No. 3 on 18.08.2023, in compliance with the Order dated 04.05.2023, states that the proposal for allocation of

fund under SEDP for construction of a security wall at Central Jail, Aizawl and the District Jails at Lunglei, Champhai, Kolasib and Mamit with a total estimated cost of Rs.882.95 lakh has been kept as State's Shelf of Projects for possible funding subject to availability of fund.

Para 2(b) of the said affidavit also states that (i) Upgradation and Renovation of Central Jail, Aizawl costing Rs. 100 crore, (ii) Construction of District Jail, Siaha costing Rs. 50 crore (iii) Construction of District Jail, Champhai costing Rs. 59.128 crore (iv) Construction of District Jail, Lunglei costing Rs. 52.40 crore have been submitted to the Ministry of DoNER vide letter dated 17.11.2021 and response from the Ministry is awaited.

With respect to para 2(c), the learned Government Advocate shall produce the proposal made for allocation of fund and also clarify whether the said projects can be put under the priority list of projects under the State Government. Similarly, with respect to para 2(b), the Government Advocate shall obtain instructions and documents, showing that the four project proposals sent to the Ministry of DoNER has been pursued by the State Government. The communications made between the State Government and the Ministry of DoNER should also be produced on the next date.

List the matter after three weeks.

**JUDGE**

**JUDGE**

## **Comparing Assistant**