

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

ORDER

BEFORE

HON'BLE MR. JUSTICE NELSON SAILO

HON'BLE MR. JUSTICE MRIDUL KUMAR KALITA

24.04.2024

(Nelson Sailo, J)

Ms. Rosalynn L. Hmar, learned counsel appears for the petitioner but however, Mrs. Linda L. Fambawl, learned Additional Advocate General who represent the State Government is reported to be out of station on medical ground.

The State respondent No. 2 in compliance of the Court's Order dated 23.01.2024 has filed an additional affidavit which indicates that the Ministry of Home Affairs, Government of India does not have specific scheme under which fund can be released to the State Government for up-gradation and renovation of Jails. The only scheme available under the caption "Modernization of Prisons" is not meant for civil works and has a different objective public purpose. Therefore, the Home Ministry has written to the Ministry of DoNER on 03.01.2024 requesting the latter to look into the requirements of the State of Mizoram for providing fund to develop the jails in the State of Mizoram. The under Secretary to the Government of Mizoram, Home Department on 02.02.2024 has also written to the Deputy Secretary (Infrastructure), Ministry of DoNER, New Delhi on the same subject.

Considering the above communications and the fact that the learned Additional Advocate General handling the matter is not available today, the matter stands adjourned to be listed again on **22.05.2024**.

The learned Additional Advocate General shall apprise the Court about the response given by the Ministry of DoNER on the subject on the next Court date.

JUDGE

Comparing Assistant