

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, Addl. AG, Mizoram

B E F O R E**HON'BLE MR. JUSTICE NELSON SAILO
HON'BLE MRS. JUSTICE MARLI VANKUNG****07.08.2024***(Nelson Sailo, J)*

Ms. Rosalynn L Hmar, learned counsel appears for the petitioner and Mrs. Linda L Fambawl, learned Addl. Advocate General appears for the State respondents. At the outset, Mrs. Linda L Fambawl, learned Addl. Advocate General submits that an additional affidavit has been filed by the respondent No. 2 on 31.07.2024 in terms of the Court's direction dated 16.07.2024. Referring to the said affidavit, the learned Addl. Advocate General submits that the Govt. of India in the Ministry of Finance, Department of Expenditure, Public Finance-States Division has accorded approval for the capital expenditure amounting to Rs. 275 crores to the State of Mizoram under Part-I of the Scheme for Special Assistance to States for Capital Investment (SASCI) for capital investment 2024-2025. She submits that from the total amount approved, a sum of Rs. 55 crores has been earmarked for reconstruction of Central Jail and 7 District Jails in the State of Mizoram, as indicated in the annexure of the said communication. She submits that in view of the expenditure sanction, the State respondents are taking up necessary follow-up action. What follow-up action has been undertaken is otherwise not discernable from the affidavit. Ms. Rosalynn L Hmar, learned counsel for the petitioner submits that according to the information received by her, the Jail authorities have submitted the estimate proposal for repair and re-construction of Jails and that a meeting called by the Home Department is scheduled to be held today.

In view of above, the learned Addl. Advocate General shall obtain instructions about the steps taken for re-construction of Central Jail and the 7 District Jails in the State of Mizoram pursuant to the expenditure sanction and also what is the outcome of the meeting scheduled to be held today. The queries of the Court

should be submitted the Court in the form of an additional affidavit to be filed by the Secretary to the Govt. of Mizoram, Home Department (respondent No. 2).

Copy of this order be furnished to Mrs. Linda L Fambawl, learned Addl. Advocate General during the course of the day.

List the matter again on **21.08.2024**.

JUDGE

Comparing Assistant