

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 6 Ors.
Aizawl, Mizoram 2:The Secretary/ Under Secretary
Home Department
Aizawl
Aizawl
Mizoram

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

4:The Inspector General of Prison
Govt. of Mizoram
Aizawl
Mizoram.

5:Principal Secretary to the Govt. of Mizoram
Finance Dept.
Aizawl
Mizoram.

6:The Home Secretary
Ministry of Home Affairs
Govt. of India
North Block
Cabinet Secretariat
Raisina Hill
New Delhi

Pin- 110001

Advocate for the Petitioner : Ms. Rosalynn L Hmar

Advocate for the Respondent : Addl. AG/GA, Mizoram

ORDER

BEFORE

**HONOURABLE MR. JUSTICE NELSON SAILO
HONOURABLE MRS. JUSTICE MARLI VANKUNG**

04.06.2025

(Nelson Sailo, J)

Parties are represented by their counsels. At the outset Ms. Zairemsangpuii submits that she has been instructed to submit that 'Prisons' is a State subject as per Entry-4 of List – II of the 7th Schedule of the Constitution of India and therefore, the administration and management of the prisons is exclusively the responsibility of the State Government. That repair and renovation of jails are also within their jurisdiction. It is further the contention that Ministry of Home Affairs has no specific scheme under which funds can be provided to the Govt. of Mizoram for upgradation and renovation of jails.

Ms. Linda L. Fambawl, learned Addl. Advocate General submits that the State Government has received 55 crores in the form of Special Assistance to States for Capital Investment (SASCI) and that necessary steps are being taken to finalize the execution of work by selecting suitable contractors. She submits that she may be

given two (2) weeks time to file an affidavit in this regard.

Considering the submissions made, let the matter be listed again **after two (2) weeks** on a date to be fixed by the Registry. The learned Addl. Advocate General shall file an affidavit incorporating the instructions received by her as well as the status of the plan to renovate the prisons in the State of Mizoram in terms of the fund receive.

JUDGE

JUDGE

Comparing Assistant