

GAHC040008472020



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

Case No. : PIL 12/2020

1:Karpu Chisi
D/O SHRI SENKAR CHISI, NEAR PWD OFFICE, MOWB-II, ITANAGAR,
PAPUM PARE, AP.

VERSUS

1:THE UNION OF INDIA AND 4 ORS.
THROUGH THE DEFENCE SECRETARY, MINISTRY OF DEFENSE, GOVT. OF
INDIA, CENTRAL SECRETARIAT, SOUTH BLOCK, NEW DELHI.

2:THE STATE OF AP
THROUGH THE CHIEF SECRETARY
GOVT. OF AP
ITANAGAR.

3:THE COMMANDING OFFICER OF 19TH SIKH REGIMENT
LONGDING
DISTRICT LONGDING
AP.

4:THE DIRECTOR-GENERAL OF POLICE AP.
POLICE HEADQUARTERS
CHANDRANAGAR
ITANAGAR
AP.

5:THE SUPERINTENDENT OF POLICE
LONGDING DISTRICT
AP.

6:MINISTRY OF HOME AFFAIRS
THROUGH THE SECRETARY
GOVT. OF INDIA

NORTH BLOCK CABINET SECRETARIAT
RAISIMA HILL
NEW DELHI.

7:THE COMMISSIONER
HOME
GOVT. OF AP
ITANAGAR CIVIL SECRETARIAT
PO/PS ITANAGAR
AP.

8:THE GENERAL OFFICER COMMANDER-IN-CHIEF (COG-IN-C) EASTERN
COMMAND OF INDIAN ARMY
FORT WILLIAM KOLKATA WEST BENGAL

Advocate for the Petitioner : Sunil Mow

Advocate for the Respondent : GA (AP)

BEFORE
HONBLE MR. JUSTICE KALYAN RAI SURANA
HONBLE MR. JUSTICE ROBIN PHUKAN

ORDER

Date : 03-11-2021
(Robin Phukan, J)

Heard Mr. S. Mow, learned counsel for the petitioner. Also heard Mr. O. Pada, learned Standing counsel, SIT; Mr. N. Ratan, learned CGC for the respondent nos. 1, 3, 6 & 8 and Mr. R. H. Nabam, learned Additional Advocate General for the respondent nos. 2, 4, 5 & 7.

In view of the order date 19.08.2021, Mr. O. Pada, learned Standing counsel, SIT has submitted status report along with Case Diary.

We have perused the same and we find that the progress of investigation is not at all satisfactory. The seized arms and ammunition are yet to be sent for forensic examination. Mr. Pada, learned counsel for the

SIT submits that they will be sending it shortly to Central Forensics Science Laboratory at Bombay. But, it is informed that the Central Forensics Science Laboratory is available at Guwahati also. The learned counsel for the SIT submits that next date of enquiry has been fixed on 09.11.2021, and thereafter, he will be submitting further status report here in this case.

It also appears that Superintendent of Police, Crime Branch(SIT), Police Headquarters, Chandannagar, Itanagar, has not been impleaded here in this case. Therefore, it is provided that Superintendent of Police, Crime Branch(SIT), Police Headquarters, Chandannagar, Itanagar be impleaded as respondent No. 9 in this PIL.

Let notice be issued to the newly impleaded respondent No. 9 within a period of 2(two) days from today.

Petitioner shall take steps for service of notice upon the respondent No. 9 by registered post with A/D as well as by usual process.

Since Mr. O. Pada, learned counsel has entered appearance on behalf of SIT no formal notice is required to be sent. However, requisite extra copies of the writ petition be furnished to him during the course of the day.

We hope and trust that the SIT will be able to complete the investigation and submit the final report shortly; otherwise we will consider the aspect of granting interim compensation to the family members of the victim on next date.

List the matter after 2(two) weeks.

Send back the Case Diary.

JUDGE

JUDGE

Comparing Assistant