

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 8 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

9:The Superintendent of Police
Crime Branch (SIT)
Police Headquarter Chandranagar. A.

Advocate for the Petitioner : Sunil Mow

Advocate for the Respondent : GA (AP)

BEFORE
HONBLE MR. JUSTICE SUMAN SHYAM
HONBLE MR. JUSTICE NANI TAGIA

ORDER

Date : 16/12/2021
Suman Shyam, J

Heard Mr. S. Mow, learned counsel for the petitioner. We have also heard Mr. R.H. Nabam, learned Additional Advocate General, Arunachal Pradesh, appearing for the respondent no. 2, 4, 5 and 7 and Mr. O. Pada, learned counsel representing the SIT, which is conducting the enquiry in this case.

By referring to the order dated 03/11/2021 passed by this Court, Mr. Mow submits that the status report as directed by this Court is still not on record.

Mr. Pada, on the other hand, submits that due to non-cooperation of some of the Army

officials, there has been delay in the process of conducting the enquiry by the SIT. Moreover, the weapon details available with the SIT does not entirely match the physical evidence submitted by the authorities. Under the circumstances, the learned counsel seeks three weeks further time to submit a proper status report by incorporating up-dated particulars. After hearing the submissions of learned counsel for the parties, we find that the prayer made by Mr. Pada is reasonable and deserves to be considered due to the peculiar facts and circumstances of the case.

We, therefore, direct that the status report, as called for by this Court, be brought on record on or before 19/01/2022.

Let this matter be listed again on 22/01/2022.

Registry to list this case by showing the name of Mr. O. Pada as the learned counsel for the respondent no. 9 in the cause list.

Mr. N. Ratan, learned CGC is present on behalf of the respondent nos. 1, 3, 6 and 8.

JUDGE

JUDGE

Sukhamay

Comparing Assistant