

GAHC040008472020



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

Case No. : PIL/12/2020

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

VERSUS

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
Age: 0
Occupation :
THROUGH THE CHIEF SECRETARY
GOVT. OF AP
ITANAGAR.

3:THE COMMANDING OFFICER OF 19TH SIKH REGIMENT
Age: 0
Occupation :
LONGDING
DISTRICT LONGDING
AP.

4:THE DIRECTOR-GENERAL OF POLICE AP.
Age: 0
Occupation :
POLICE HEADQUARTERS
CHANDRANAGAR
ITANAGAR
AP.

5:THE SUPERINTENDENT OF POLICE
Age: 0

Occupation :
LONGDING DISTRICT
AP.

6:MINISTRY OF HOME AFFAIRS
Age: 0
Occupation :
THROUGH THE SECRETARY
GOVT. OF INDIA
NORTH BLOCK CABINET SECRETARIAT
RAISIMA HILL
NEW DELHI.

7:THE COMMISSIONER
Age: 0
Occupation :
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
Age: 0
Occupation :
FORT WILLIAM KOLKATA WEST BENGAL

9:The Superintendent of Police
Age: 0
Occupation :
Crime Branch (SIT)
Police Headquarter Chandranagar. A.

Advocate for the Petitioner : Sunil Mow, Madan Mili,S D Loda,Ebo Mili,Reken Ingo

Advocate for the Respondent : GA (AP), Ninnong Ratan,CGC,P P of AP,Spl.PP (SIT)

BEFORE
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE KARDAK ETE

DATE : 11.09.2024

(Vijay Bishnoi, CJ)

This PIL petition has been filed by the petitioner in relation to an incident that took place on 16.05.2020, wherein one villager had died. The petitioner has alleged that the Army Personnel have intentionally killed the villager by indiscriminately firing upon the villagers, who came at the scene to meet with the Army Officers for settling a dispute between the villagers and the Army personnel.

Looking to the seriousness of the matter, this Court vide order dated 08.03.2022, directed the District Judge, Tirap at Khonsa to conduct an enquiry into the incident took place on 16.05.2020, within a period of three (3) months. Later on, this Court has extended the time for furnishing the inquiry report and ultimately, the District Judge, Tirap at Khonsa has furnished the inquiry report before this Court, while concluding that the deceased was not intentionally killed by the Army personnel.

A copy of the Judicial Inquiry Report has already been supplied to the learned counsel for the petitioner under the direction of this Court and the learned counsel for the petitioner was also granted three (3) weeks' time on 02.04.2024, to file affidavit with regard to the Judicial Inquiry Report. It is noticed that till date, no affidavit is filed on behalf of the petitioner with regard to the Judicial Inquiry Report.

Learned counsel for the petitioner prays some more time to file affidavit in regard to the Judicial Inquiry Report.

In the interest of justice, last opportunity is granted to the learned counsel for the petitioner to file the required affidavit.

List the matter after two (2) weeks.

JUDGE

CHIEF JUSTICE

Comparing Assistant