

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

**WP(C) No. 540 of 2022 with
Cont.Cas(C) No. 119 of 2021 with
MC(WP(C) No. 100 of 2023 with
MC(WP(C) No. 207 of 2023 with
WP(C) No. 273 of 2023 with
WP(C) No. 594 of 2022 with
WP(C) No. 600 of 2022**

Akoijam Bobby Singh & 9 Ors.

.....Petitioner/s

- Versus -

State of Manipur & 2 Ors.

.... Respondent/s

BEFORE
HON'BLE MR. JUSTICE A. GUNESHWAR SHARMA

Order

03.04.2024

[1] Present Mr. S. Gunabanta, learned counsel for the petitioners, Mr. S. Niranjana, learned G.A. for the State respondent, Mr. Y. Nirmolchand, learned senior counsel assisted by Mr. L. Raju, learned counsel for respondent No. 3 and Mr. Fakharuddin, learned counsel on behalf of some of the private respondents.

[2] Mr. S. Gunabanta, learned counsel for the petitioners, submits that these matters may be listed on some other day as the arguing counsel is unwell.

[3] Mr. Y. Nirmolchand, learned senior counsel for respondent No. 3, submits that respondent No. 3 has filed an application being MC(WP(C) No. 207 of 2023 for vacating the interim order dated 18.07.2022 passed by this Court in WP(C) No. 540 of 2022 whereby regularization of respondent No. 3 was suspended and interim order is extended from time to time. It is submitted that respondent No. 3 is still working as Additional Public Prosecutor in the Directorate of Prosecution and after passing the impugned order, he is not getting any salary for the last 21 (twenty one) months. It is also submitted that the ex-parte order dated 18.07.2022 is against the mandatory provisions of Article 226 (3) of the Constitution.

[4] At this stage, this Court has enquired from Mr. S. Niranjana, learned G.A., about the engagement of respondent No. 3 as Additional Public Prosecutor without payment of any salary or remuneration.

[5] Learned G.A. prays for some time for taking instruction.

[6] Accordingly, list on 10.04.2024.

[7] Furnish a copy of this order to the learned G.A. for information.

JUDGE

Kh. Joshua Maring