

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

WP(C) No.584 of 2024 with
MC (WP(C)) No.484 of 2024

Md.Mustaqim

... Petitioner

-Versus-

State of Manipur & 5 Ors

... Respondents

**BEFORE
HON'BLE MR. JUSTICE A.GUNESHWAR SHARMA**
21.08.2024

Heard Mr.M.Hemchandra, learned senior counsel assisted by Mr.Juno Rahman, learned counsel for the petitioner.

Issue Notice.

Mr.Shyam Sharma, learned Government Advocate accepts notice on behalf of the respondents and hence, no formal notice in respect of official respondents is required.

Petitioner to take steps with respect to proforma respondent Nos.4, 5 and 6 by Speed Post within one week.

Mr.Shyam Sharma, learned Government Advocate prays for three weeks' time for filing counter affidavit.

Mr.M.Hemchandra, learned senior counsel submits that the petitioner was suspended vide order dated 16.4.2023 for involvement in FIR 8(4)2023 SPT-PS u/s 21(C)/60(3) NDPS Act, 1985 & 384 IPC added section 29(1) ND&PS act 1985 on 15.4.2023. The suspension was in contemplation of a disciplinary proceeding and that the petitioner cannot be denied to subsistence allowance as admissible during the period of suspension.

It is submitted that till date, petitioner has not received any subsistence allowance from the date of suspension and it is prayed that direction may be issued to the respondents to release the subsistence allowance as per Rule.

Mr. Shyam Sharma, learned Government Advocate submits that the petitioner may be directed to submit application for subsistence allowance and State will consider the application.

Accordingly, petitioner is directed to submit application for subsistence allowance if not made earlier, and the same shall be released within two weeks from the date of receipt of the application from the petitioner.

Furnish a copy of this order to learned counsel for the parties.

List on 27.09.2024.

JUDGE

Priyojit