

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

Case No.: WP(C)/5274/2020

SUNIL KHANIKAR AND 3 ORS. S/O SRI SATYA KHANIKAR, RESIDENT OF VILLAGE TELEHUA GAON, PO AND PS DERGAON, DIST GOLAGHAT, ASSAM, PRESENTLY RESIDING AT BORBARUAH, PO JAMIRAH, PS BORBARAUH, DIST DIBRUGARH, ASSAM

2: SRI RANJIT PHUKAN S/O SRI NIPUL CH. PHUKAN

RESIDENT OF VILLAGE DERGAON GELEHUA PO AND PS DERGAON DIST GOLAGHAT ASSAM 785614

3: SRI MONOJ BORA

S/O SRI BIREN BORA
RESIDENT OF VILLAGE BONGAL GAON
PO AND PS DERGAON
DIST GOLAGHAT
ASSAM

4: SRI JITUPON HAZARIKA S/O NOREN HAZARIKA

RESIDENT OF DERGAON KAMARGAON PO AND PS DERGAON DIST GOLAGHAT ASSA

**VERSUS** 

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.

### OF ASSAM, HOME DEPARTMENT, DISPUR GUWAHATI 6

2:THE DIRECTOR GENERAL OF POLICE ASSAM POLICE HEADQUARTER ULUBARI GUWAHATI 7

3:THE ADDITIONAL DIRECTOR GENERAL OF POLICE(ADMIN)
ASSAM POLICE HEADQUARTER
ULUBARI
GUWAHATI 7

4:THE ADDITIONAL DIRECTOR OF POLICE (TAP) ASSAM POLICE HEADQUARTER ULUBARI GUWAHATI 7

5:THE INSPECTOR GENERAL OF POLICE (ADMN) ASSAM POLICE HEADQUARTER ULUBARI GUWAHATI 7

6:THE SUPERINTENDENT OF POLICE GOLAGHAT. ASSAM

7:THE DEPUTY SUPERINTENDENT OF POLICE(HQ) GOLAGHAT. ASSA

**Advocate for the Petitioner** : MR. P J SAIKIA

**Advocate for the Respondent** : GA, ASSAM

Linked Case: Cont.Cas(C)/43/2020

JITU HATIMURIA AND ANR. S/O SRI KAMAL HATIMURIA R/O HATIGARH HARKINA P.O.-HATIPATTY P.S.-GELEKY DIST-SIVASAGAR ASSAM

2: PANKAJ RAIDONGIA

S/O SRI INDRESWAR RAIDONGIA

R/O ACHALABARI

P.O.-PEOLI PHUKAN

P.S.-GELEKY

**DIST-SIVASAGAR** 

**ASSAM** 

**VERSUS** 

**ASHUTOSH AGNIHOTRI** 

IAS AND 5 ORS.

COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM

HOME DEPARTMENT

**DISPUR** 

**GUWAHATI-6** 

#### 2:BHASKAR JYOTI MAHANTA

**IPS** 

THE DIRECTOR GENERAL OF POLICE

ASSAM POLICE HEADQUARTER

**ULUBARI** 

**GUWAHATI-7** 

3:DIPAK KUMAR

THE ADDITIONAL DIRECTOR GENERAL OF POLICE

ASSAM POLICE HEADQUARTER

**ULUBARI** 

**GUWAHATI-7** 

4:DIGANTA BORAH

THE ADDITIONAL DIRECTOR GENERAL OF POLICE

ADMINISTRATIVE ASSAM POLICE HEADQUARTER

ULUBARI

**GUWAHATI-7** 

5:AMITAVH SINHA

THE SUPERINTENDENT OF POLICE

SIVASAGAR

PIN-785640

6:SUBA LAXMI DUTTA

THE DEPUTY SUPERINTENDENT OF POLICE

SIVASAGAR

**ASSAM** 

PIN-785640

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Advocate for : MR. P J SAIKIA

Advocate for: appearing for ASHUTOSH AGNIHOTRI

IAS AND 5 ORS.

# BEFORE THE HON'BLE MR JUSTICE ARUN DEV CHOUDHURY ORDER

## 09.02.2022

The learned counsel for the petitioner submits that the case of the petitioners is covered by the judgment passed by this Court in WP(C) No. 2725/2010. The said judgment is under challenged and pending before the Hon'ble Division Bench of this Court in WA No. 323/2020.

Accordingly, list these matters after disposal of WA No. 323/2020.

However, the question of maintainability is kept open.

**JUDGE** 

**Comparing Assistant**