

WP(C) 1551/2007

BEFORE

THE HON'BLE MR JUSTICE D. BISWAS,

CHIEF JUSTICE(ACTG.)

THE HON'BLR MR JUSTICE B.P.KATAKEY

Heard Mr A. Ganguly, learned counsel for the writ petitioner; Mr H. Rahman, learned Asstt.SGI and Mr BJ Talukdar, learned State counsel.

The grievance of the petitioner in the present writ petition is that he has been subjected to undue harassment by the army/CRPF/police personnel though there is no case registered against him and that too, without following the law laid down by the Apex Court in D.K.Basu -vs- State of West Bengal, 1997 (1) SCC 416 and Naga People's Movement of Human Rights -vs- Union of India, reported in 1997 (III) GLT (S.C.) 50.

Upon hearing the learned counsel for the parties, we dispose of this writ petition with a direction to the respondent authority not to harass the writ petitioner unduly. It is, however, open to the authority to question/interrogate the writ petitioner or any members of his family in connection with any case registered against him and while doing so, the authority shall definitely follow the law laid down by the Apex Court in DK Basu -vs- State of West Bengal, 1997 (1) SCC 416 and Naga People's Movement of Human Rights -vs- Union of India, reported in 1997(III) GLT(SC) 50.

Subject to the above observation/ direction, this writ petition stands disposed of.