

GAHC010177942024



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

Case No. : MC/64/2024

CONSTABLE NO. 640 AMIO RAJKHOWA
S/O- LATE TUKHESWAR RAJKHOWA, R/O- VILL HABIAL GAON, P.O-
GANAK PUKHURI, P.S- GOLAGHAT, DIST- GOLAGHAT, ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE COMMISSIONER TO THE GOVT OF ASSAM, HOME DEPTT,
DISPUR, GUWAHATI- 6, DIST- KAMRUP(M), ASSAM

2:THE DGP
ASSAM
ULUBARI
GUWAHATI- 07
DIST- KAMRUP
ASSAM

3:THE DEPUTY INSPECTOR GENERAL OF POLICE (TRAINING)
ASSAM
DERGAON CUM APPELLATE AUTHORITY
DIST- GOLAGHAT
ASSAM

4:THE COMMANDANT
11TH APBN
DERGAON
DIST- GOLAGHAT
ASSAM
PIN- 78562

Advocate for the Petitioner : MR P TALUKDAR, MS A DAS

Advocate for the Respondent : GA, ASSAM,

Linked Case : WP(C)/605/2012

CONSTABLE NO.640 AMIO RAJKHOWA
S/O SRI TUKHESWAR RAJKHOWA
R/O HABIAL GAON
P.O. GANAK PUKHURI
P.S. GOALGHAT
DIST- GOLAGHAT
ASSAM

VERSUS

THE STATE OF ASSAM AND ORS
REPRESENTED BY THE COMMISSIONER TO THE GOVT. OF ASSAM
HOME DEPARTMENT
DISPUR
GHY-6
DIST- KAMRUP
ASSAM

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GHY-7
DIST- KAMRUP
ASSAM

3:THE DY. INSPECTOR GENERAL OF POLICE
ULUBARI
GHY-7
DIST- KAMRUP
ASSAM

4:THE ISPECTOR GENERAL OF POLICE T.A.P.
ASSAM
ULUBARI
GHY-7
DIST- KAMRUP
ASSAM

5:THE COMMANDANT

11TH ASSAM POLICE BATTALION
DERGAON
PIN-785621
DIST- GOLAGHAT
ASSAM

Advocate for : MR.P TALUKDAR
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND ORS

Linked Case : WP(C)/345/2020

CONSTABLE NO. 640 AMIO RAJKHOWA
S/O- LATE TUKHESWAR RAJKHOWA
R/O- VILL HABIAL GAON
P.O- GANAK PUKHURI
P.S- GOLAGHAT
DIST- GOLAGHAT
ASSAM

VERSUS

THE STATE OF ASSAM AND 3 ORS
REP. BY THE COMMISSIONER TO THE GOVT OF ASSAM
HOME DEPTT
DISPUR
GUWAHATI- 6
DIST- KAMRUP(M)
ASSAM

2:THE DGP
ASSAM
ULUBARI
GUWAHATI- 07
DIST- KAMRUP
ASSAM

3:THE DEPUTY INSPECTOR GENERAL OF POLICE (TRAINING)
ASSAM
DERGAON CUM APPELLATE AUTHORITY
DIST- GOLAGHAT
ASSAM

4:THE COMMANDANT

11TH APBN
DERGAON
DIST- GOLAGHAT
ASSAM
PIN- 785621

Advocate for : MR P TALUKDAR
Advocate for : GA
ASSAM appearing for THE STATE OF ASSAM AND 3 ORS

BEFORE
HON'BLE MR. JUSTICE KARDAK ETE
O R D E R

30.10.2024

Heard Ms. A. Das, learned counsel for the applicant. Also heard Mr. A. Chakraborty, learned State counsel for the opposite party/respondents.

This is an application for restoration of WP(C) 345/2020, which was dismissed for non-prosecution on 25.06.2024.

It is contended that when the matter was listed on 25.06.2024, the same has been escaped from the notice of the learned counsel for the petitioner. Therefore, the learned counsel for the petitioner has failed to appear in the matter without their being any deliberate intention and as such, it is prayed that the writ petition being WP(C) 345/2020 may be restored to file.

Mr. A. Chakraborty, learned counsel for the respondents has no objection to the prayer for restoration.

Having considered the ground that listing of the writ petition being WP(C) 345/2020 has escaped from the notice of the learned counsel for the applicant and the prayer for restoration has not been objected to by the learned counsel for the respondents, I deem it appropriate to allow this application. Accordingly, the writ petition being WP(C) 345/2020 be restored to file.

I.A. stands allowed and disposed of.

JUDGE

Comparing Assistant