

GAHC010008042024



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

Case No. : I.A.(Civil)/135/2024

THE UNION OF INDIA AND 3 ORS
REP. BY THE SECRETARY TO THE MINISTRY OF HOME AFFAIRS, GOVT. OF
INDIA, SASTRI BHAWAN, NEW DELHI- 110001.

2: BORDER SECURITY FORCE
REP. BY THE DIRECTOR GENERAL
BLOCK NO. 10
CGO COMPLEX
LODHI ROAD
NEW DELHI-03

3: THE COMMANDANT
BORDER SECURITY FORCE
HEADQUARTERS 163 BN BSF
PANTHACHOWK
JAMMU AND KASHMIR
PIN-191101

4: THE DEPUTY COMMANDANT
BORDER SECURITY FORCE
HEADQUARTERS 163 BN BSF
PANTHACHOWK
JAMMU AND KASHMIR
PIN-19110

VERSUS

MONAI KHAHLARY,
S/O- LATE MOLIN CH. KHAHLARY @ MALIN KHAHLARY R/O- PABHAJAN
HAZARI GAON,P.O-BARPATHAR, DIST- GOLAGHAT, ASSAM, PIN-785602

Advocate for the Petitioner : MS. B SARMA

Advocate for the Respondent : MR. M DUTTA

Linked Case : WP(C)/1891/2022

MONAI KHAKLARY
S/O- LATE MOLIN CH. KHAKLARY @ MALIN KHAKLARY
R/O- PABHAJAN HAZARI GAON
P.O-BARPATHAR
DIST- GOLAGHAT
ASSAM
PIN-785602

VERSUS

THE UNION OF INDIA AND 3 ORS
REP. BY THE SECRETARY TO THE MINISTRY OF HOME AFFAIRS
GOVT. OF INDIA
SASTRI BHAWAN
NEW DELHI- 110001.

2:BORDER SECURITY FORCE
REP. BY THE DIRECTOR GENERAL
BLOCK NO. 10
CGO COMPLEX
LODHI ROAD
NEW DELHI-03

3:THE COMMANDANT
BORDER SECURITY FORCE
HEADQUARTERS 163 BN BSF
PANTHACHOWK
JAMMU AND KASHMIR
PIN-191101

4:THE DEPUTY COMMANDANT
BORDER SECURITY FORCE
HEADQUARTERS 163 BN BSF
PANTHACHOWK
JAMMU AND KASHMIR
PIN-191101

Advocate for : MR. M DUTTA

Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 3 ORS

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 22/01/2024

Heard Ms. B. Sarma, learned CGC, appearing for the applicants. Also heard Mr. M. Dutta, learned counsel appearing for the opposite party/writ petitioner.

This IA has been filed with a prayer to extend the time frame provided in the order dated 24/07/2023 passed by this Court in WP(C) 1891/2022, for a further period of 3 (three) months from the date of filing of the application.

Ms. Sarma submits that the departmental authorities are in the process of complying with the Court's order but due to certain procedural reasons, further three months time would be required for complying with the Court's order. Hence, this application.

Mr. M. Dutta, learned counsel for the opposite party submits that he has no instructions in the matter and therefore, would not make any submission before the Court today.

In view of the above and considering the facts and circumstances of the case, I am of the view that the prayer made by the applicants is reasonable and, therefore, stands allowed.

The time period for complying with the order dated 24/07/2023 stands extended for a further period of 3 (three) months with effect from 29/11/2023 i.e. the date of filing the application.

It is made clear that no further prayer for extension of time will be entertained by this Court in the matter.

IA stands disposed of.

JUDGE

sukhamay

Comparing Assistant