

GAHC010170442019



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

Case No. : WP(C)/5174/2019

DUHU SHIEKH
S/O. LT. KORBAN ALI, VILL. TARANGAPUR, P.S. LAKHIPUR, DIST.
GOALPARA, ASSAM, PIN-783132.

VERSUS

THE UNION OF INDIA AND 7 ORS.
REP. BY THE SECRETARY, MINISTRY OF HOME AFFAIRS, NEW DELHI-01.

2:THE PRINCIPAL SECRETARY
TO THE GOVT. OF ASSAM
HOME AND POLITICAL DEPTT.
DISPUR
GHY.-06.

3:THE COMMISSIONER AND SECY.
TO THE GOVT. OF ASSAM
REVENUE (R AND R) AND D.M. DEPTT.
DISPUR
GHY.-06.

4:THE DY. COMMISSIONER

GOALPARA
ASSAM
DIST. GOALPARA
ASSAM
PIN-783101.

5:THE SUPDT. OF POLICE

GOALPARA

ASSAM
DIST. GOALPARA
ASSAM
PIN-783101.

6:THE OFFICER IN CHARGE

LAKHIPUR POLICE STATION
P.O. AND P.S. LAKHIPUR
DIST. GOALPARA
ASSAM
PIN-783132.

7:THE IN CHARGE

JALESWAR POLICE OUT POST
P.O. JALESWAR
P.S. LAKHIPUR
DIST. GOALPARA
ASSAM
PIN-783132.

8:THE CIRCLE OFFICER

LAKHIPUR REVENUE CIRCLE
P.O. AND P.S. LAKHIPUR
DIST. GOALPARA
ASSAM
PIN-783132

Advocate for the Petitioner : MD H R AHMED

Advocate for the Respondent : ASSTT.S.G.I.

**BEFORE
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 12-03-2024

Pursuant to this court's order dated 04.03.2024 Mr. N Goswami learned counsel for the respondent, on instructions submits that Final Report being FR No.33/2023 dated 28.02.2023 filed in connection with Lakhipur PS

Case No.337/2017 U/S 364(A)/34 has been placed before the jurisdictional Judicial Magistrate and the learned Magistrate has in the meantime have issued notice to the informant on 25.07.2023 for his appearance and thereafter the matter is now fixed on 25.02.2024.

It is also reported that the informant has already appeared before the jurisdictional magistrate on 06.03.2024.

In view of the aforesaid, this writ petition stands closed being infructuous.

The petitioner shall always be at liberty to raise his objection before the learned Judicial Magistrate and the Judicial Magistrate shall act as per law in the event such objection is filed.

So far relating to the payment of ex-gratia, liberty is always with the petitioner to approach the appropriate authorities, if he is entitled for such ex-gratia payment in terms of the extent norms.

The report dated 07.03.2024 submitted by the Superintendent of Police, Goalpara is kept on record and marked as document 'X'.

JUDGE

Comparing Assistant