

GAHC020004302022



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

Case No. : PIL/5/2022

SHRI. MICHAEL @ MICHAEL SUNEPAO AND ANR
S/O TEMJEN IMCHEN,
R/O BURMA CAMP COLONY, DIMAPUR,
NAGALAND

2: SENTITEMSU
S/O N. MEREN AO
R/O KUDA VILLAGE
DIMAPUR - 797112
NAGALAND

VERSUS

THE UNION OF INDIA AND 4 ORS
REPRESENTED BY ITS SECRETARY,
MINISTRY OF CONSUMER AFFAIRS,
FOOD AND PUBLIC DISTRIBUTION, DEPARTMENT OF FOOD AND
PUBLIC DISTRIBUTION, GOVERNMENT OF INDIA, KRISHI BHAWAN,
NEW DELHI - 110001

2: THE GENERAL MANAGER
FOOD CORPORATION OF INDIA
REGIONAL OFFICE
BANK COLONY
DIMAPUR - 797112
NAGALAND

3: THE STATE OF NAGALAND
REPRESENTED BY THE CHIEF SECRETARY
GOVERNMENT OF NAGALAND
CIVIL SECRETARIAT
NAGALAND
KOHIMA - 797004

4:THE COMMISSIONER AND SECRETARY
DEPARTMENT OF FOOD AND CIVIL SUPPLIES
GOVERNMENT OF NAGALAND
KOHIMA - 797001
NAGALAND

5:THE DIRECTOR
DEPARTMENT OF FOOD AND CIVIL SUPPLIES
GOVERNMENT OF NAGALAND
HILL VIEW COLONY
DIMAPUR - 797112
NAGALAND

Advocate for the Petitioner : NEITEO KOZA

Advocate for the Respondent : CGSC

BEFORE
HON'BLE MR. JUSTICE KAKHETO SEMA
HON'BLE MRS. JUSTICE MITALI THAKURIA

ORDER

Date : 07.08.2024

(K. Sema, J)

Heard Ms. Neiteo Koza, learned counsel for the petitioner, Mr. L.T. Sangtam, learned Additional A.G., Nagaland, alongwith Mr. Veto V. Zhimomi, learned Government Advocate for the State respondents and Mr. Yangerwati, learned CGC for the Union of India.

The present writ petition (PIL) has been filed seeking for the following directions:-

- (a) To direct the respondents to include eligible list of beneficiaries under the tide over scheme/tide over allocation under the National Food Security Act, 2013 in Nagaland.
- (b) Direct the respondents to upload the list of beneficiaries linked with their Aadhar card under the tide over scheme in their official website as mandated under Section 11 and 12 of

the National Food Security Act, 2013.

(c) Direct the respondents to constitute a State Food Commission for the purpose of monitoring and review of implementation of the Act as mandated under the National Food Security Act, 2013.

(d) To constitute an independent enquiry committee for conducting social audit of the tide over rice allocation from the year 2016 till date.

(e) Direct the respondents to upload the social audit reports conducted from the year of commencing of the National Food Security Act, 2013 upto date.

(f) Direct the respondents to publish the list of beneficiaries under Antyodaya Anna Yojna and Priority Households in the official website of the department of respondent No. 5.

(g) Direct the respondents to sensitize the public on the existing helpline number and procedure for approaching grievance redressal mechanisms for redressing their grievances.

Today, Ms. Neiteo Koza has placed the Order dated 10.01.2024, issued by the Secretary to the Government of Nagaland, Food & Civil Supplies Department, Nagaland, Kohima, appointing the Chairman and the Members of the Nagaland State Food Commission.

Ms. Neiteo Koza accordingly submits that in view of the Order dated 10.01.2024 passed by the Government, the writ petition may be closed with a direction that in regard to the other prayers made in the writ petition, the petitioner may be allowed to address the same before the State Food Commission.

In view of the submission made by the learned counsel for the petitioner, the present PIL is disposed with a further direction that the State respondents shall also take steps to appoint the Member Secretary of the State Food Commission within a period of 4 (four) weeks from today.

The Order dated 10.01.2024 shall be placed on record.

**Sd/-
JUDGE**

**Sd/-
JUDGE**

Comparing Assistant