GAHC010099872022

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

Case No. : WP(C)/3557/2022

TRALOKYA BORAH @ TRAILOKYA BORAH
S/O- LATE BANESWAR BORAH, R/O- VILL.- KUSUMTOLA, P.O.- KARCHANTOLA, P.S. JAMUGURI, DIST.- SONITPUR, ASSAM, PIN- 784189.

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, HOME DEPARTMENT, DISPUR, GUWAHATI, KAMRUP(M), ASSAM, PIN- 781006.

2:THE DIRECTOR GENERAL OF POLICE
ULUBARI
GUWAHATI
DISTRICT- KAMRUP(M)
ASSAM
PIN- 781007.

3:THE DEPUTY COMMISSIONER OF POLICE (ADMN.)
GUWAHATI
DISTRICT- KAMRUP(M)
ASSAM
PIN- 781001.

4:THE COMMANDANT
ARMED POLICE TRAINING CENTRE (APTC)
DERGAON
DISTRICT- GOLAGHAT
ASSAM
PIN- 785703

Advocate for the Petitioner : MR. S BARMAN, MR. J HATIMURIA

Advocate for the Respondent : GA, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 08-09-2026

Mr. S. Barman, learned counsel for the petitioner at the outset submits that during the pendency of the present proceeding, the departmental proceeding instituted against him was taken to its logical conclusion and the Disciplinary Authority of the petitioner, vide order dated 28-02-2022, had imposed upon him a penalty of dismissal from service. Mr. Barman submits that a copy of the said order was received by him through the affidavit filed by the respondent No. 3. He submits that now a penalty having been imposed upon him, he be permitted to withdraw the present writ petition with liberty to re-file the same by also assailing the order of penalty dated 28-02-2022.

The prayer is not objected to by Mr. R. Dhar, learned Addl. Sr. Govt. Advocate, Assam.

In view of the above submission of the learned counsel for the petitioner, the present writ petition stands dismissed on withdrawal with liberty as prayed for.

JUDGE

Comparing Assistant