

IN THE HIGH COURT OF TRIPURA
AGARTALA

W. P. (C) No.80 of 2015

Petitioners:

1. Shri Pranab Kumar Saha,
S/o. Late Jagadish Chandra Saha,
Resident of Abhoynagar,
P.S. East Agartala,
District – West Tripura.
2. Shri Sanjit Debbarma,
S/o. Shri Manoranjan Debbarma,
Resident of Village – Chailengta,
PO & PS – Chailengta,
District – Dhalai, Tripura.

BY ADVOCATE:

Mr. M. Debbarma, Advocate.
Mr. P. K. Ghosh, Advocate.

– Versus –

Respondents:

1. The State of Tripura,
Represented by the Home Secretary to the
Government of Tripura, Civil Secretariat,
Agartala, West Tripura, Pin-799 006.
2. The Union of India,
Represented by the Home Secretary to the
Government of India, North Block,
New Delhi, Pin-110 001.

BY ADVOCATE:

Mr. A. Roy Barman, CGSC.
Mr. T. D. Majumder, GA.

B-E-F-O-R-E
HON'BLE THE CHIEF JUSTICE MR. DEEPAK GUPTA
HON'BLE MR.JUSTICE S. TALAPATRA

Date of hearing and delivery : **09.03.2015**
of judgment and order

Whether it is fit for reporting : NO

JUDGMENT & ORDER (ORAL)

(Deepak Gupta, CJ)

There are only two grounds raised in the petition wherein the petitioners have challenged the notification of the Government applying the Armed Forces (Special Power) Act, 1958 to certain areas of the State.

02. The first ground of challenge was that the notification in this regard has not been published in the gazette. As far as this objection is concerned, Sri T. D. Majumder, learned GA has shown to us the notification dated 29th November, 2014 as published in the Tripura Gazette, Extraordinary Issue in its issue of 12th December, 2014.

03. From the body of the petition, it is not clear whether the petitioners have filed the petition in the public interest or whether they are claiming that some of their individual rights have been infringed. The grounds of challenge do not disclose how the petitioners have any interest in the matter.

04. Faced with this situation, Mr. Debbarma, learned counsel for the petitioners seeks leave to withdraw the petition with permission to the petitioners to file a fresh petition giving better and complete fact. This leave is accordingly granted and the petition is rejected.

JUDGE

CHIEF JUSTICE