Item No. 26-57

IN THE HIGH COURT OF MANIPUR
AT IMPHAL

MC(WP(C) No. 577 of 2024 with WP(C) No. 93 of 2023 with MC(WP(C) No. 231 of 2024 with MC(WP(C) No. 47 of 2024 with MC(WP(C) No. 69 of 2024 with WP(C) No. 10 of 2023 with MC(WP(C) No. 223 of 2024 with WP(C) No. 109 of 2021 with WP(C) No. 114 of 2024 with WP(C) No. 124 of 2021 with WP(C) No. 177 of 2021 with WP(C) No. 187 of 2021 with WP(C) No. 205 of 2022 with WP(C) No. 269 of 2024 with WP(C) No. 270 of 2022 with WP(C) No. 329 of 2021 with WP(C) No. 359 of 2022 with WP(C) No. 365 of 2021 with WP(C) No. 366 of 2021 with WP(C) No. 386 of 2021 with WP(C) No. 401 of 2022 with WP(C) No. 406 of 2021 with WP(C) No. 602 of 2020 with WP(C) No. 605 of 2020 with WP(C) No. 619 of 2020 with WP(C) No. 660 of 2022 with WP(C) No. 662 of 2022 with WP(C) No. 71 of 2021 with WP(C) No. 746 of 2022 with WP(C) No. 77 of 2021 with WP(C) No. 78 of 2022 with WP(C) No. 811 of 2022 with WP(C) No. 1087 of 2022

Md. Fajur Rahaman

…..*Applicant/s*

- Versus –

State of Manipur & 2 Ors.

.... *Respondent/s*

BEFORE
HON'BLE MR. JUSTICE A. GUNESHWAR SHARMA

Order

26.09.2024

[1] Heard Mr. N. Bipin, learned counsel for the applicant/petitioner and Mr. S. Niranjan, learned G.A. on behalf of the State respondent.

[2] The petitioner who is a constable in Manipur Police approached this Court by way of writ petition No. 269 of 2024 challenging

the memorandum of charge initiating the departmental proceeding against him. Vide order dated 17.04.2024, this Court issued notice and observed that disciplinary authority shall not finalize the departmental enquiry without the leave of this Court.

[3] By the present application being MC(WP(C) No. 577 of 2024, the petitioner prayed for passing an appropriate order as passed in the similar matter i.e. vide order dated 29.11.2023 in a batch of writ petitions being WP(C) No. 93 of 2024, etc. whereby the State respondent was permitted to pass any order with regard to revocation of the suspension of the petitioners therein during the pendency of the writ petition.

[4] Mr. N. Bipin, learned counsel for the applicant/petitioner, submits that the applicant is also similarly situated with the petitioners in other pending writ petitions and similar relief may be granted to the petitioner also.

[5] Mr. S. Niranjan, learned G.A. for the State respondent, submits that this Court may appropriate pass order as in the connected matters.

[6] Recording the submissions made at the bar, it is clarified that pendency of the present writ petition shall not bar on the State respondent in passing any appropriate order with respect to revocation of the suspension order of the applicant/petitioner.

[7] With this observation, the application being MC(WP(C) No. 577 of 2024 is allowed and disposed of.

[8] List the remaining matters on 18.11.2024.

[9] Interim order, if any, is extended till the next date.

[10] **WP(C) No. 1087 of 2022:** Present Ms. Rinika, learned counsel for the petitioner and Mr. Shyam Sharma, learned G.A. for the State respondent.

[11] List this case on 24.10.2024 along with WP(C) No. 575 of 2018.

[12] Earlier interim order is extended till the next date.

JUDGE

Kh. Joshua Maring

KH. JOSHUA MARING

Digitally signed by KH. JOSHUA MARING
Date: 2024.10.08 14:37:23 +05'30'