GAHC020000152024

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

Case No. : I.A.(Civil)/6/2024

SMTI. VIBEIZONO KHRO AND 10 ORS
D/O LHOUSITO KHRO
R/O CHUMOUKEDIMA WARD NO. 2, NAGALAND

VERSUS

THE STATE OF NAGALAND AND 182 ORS
REPRESENTED BY THECHIEF SECRETARY TO THE GOVT. OF NAGALAND

Advocate for the Petitioner : Z. ZHIMOMI

Advocate for the Respondent : GOVT ADV NL

Linked Case : WP(C)/318/2023

SMTI VIBEIZONO KHRO AND 10 ORS
D/O LHOUSITO KHRO

R/O CHUMOUKEDIMA WARD NO.2
DIST. CHUMOUKIDEMA
NAGALAND.
PHONE- 8798061731

2: SHRI K. YIMKHONG
S/O KIULONGBA
R/O CHUMOUKEDIMA WARD-9
NAGALAND

3: SHRI VESUTO NAROH

S/O VESHOI NAROH
R/O CHUMOUKEDIMA WARD-10
NLD

4: SHRI IZAINEULE TEILIA
S/O GIELUI
R/O CHUMOUKEDIMA WARD-6
NLD

5: SHRI SHANGTSABA SANGTAM
S/O SETHRICHO SANGTAM
R/O CHUMOUKEDIMA WARD NO-10
NLD

6: SHRI LAKIUMONG N. YIMCHUNGER
S/O NEOJI.
R/O CHUMOUKEDIMA WARD NO-6
NLD

7: SHRI AKAM YIMCHUNGER
S/OVY. KEKUNG YIMCHUNGER

R/O CHUMOUKEDIMA WARD NO-9
NLD

8: SHRI BOTO MURRU
S/O VIHUTO
R/O CHUMOUKEDIMA WARD N0-1
NAGALAND

9: SHRI LIDISE
S/O T. MUNGANCHO
R/O CHUMOUKEDIMA WARD NO-7
NLD

10: SHRI HOKIQHE
S/O KHULU
R/O CHUMOUKEDIMA WARD NO-4
NAGALAND

11: SHRI VIOKA B. ZHIMO
S/O BOKAHO
R/O CHANDMARI
KOHIMA
VERSUS

THE STATE OF NAGALAND AND 182 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF NAGALAND

2:THE HOME COMMISSIONER
NAGALAND
KOHIMA

3:THE DIRECTOR GENERAL OF POLICE

NAGALAND
KOHIMA

4:THE INSPECTOR OF POLICE (INT)

NAGALAND
KOHIMA

5:THE DY. INSPECTOR GENERAL OF POLICE (HQ)

NAGALAND
KOHIMA

6:THE DY. INSPECTOR GENERAL OF POLICE (COMMN.)

NAGALAND
KOHIMA

7:THE COMMANDANT

14TH NAP (IR) BATTALLION
KIPHIRE

8:THE SUPERINTENDENT OF POLICE

PHEK

9:THE COMMANDANT

5TH NAP BATTALLION
PHEK

10:THE SUPERINTENDENT OF POLICE

WOKHA

11:THE COMMANDANT

4TH NAP BN
THIZAMA

12:THE SUPERINTENDENT OF POLICE

KOHIMA

13:THE SUPERINTENDENT OF POLICE

MOKOKCHUNG

14:THE COMMANDANT

3RD NAP BN
TUENSANG

15:THE COMMANDANT

6TH NAP BN
TIZIT
MON

16:THE COMMANDANT

8TH NAP BN
NALTOQA
ZUNHEBOTO

17:THE COMMANDANT

1ST NAP BN
CHUMUKEDIMA

18:THE COMMANDANT

15TH NAP IR MAHILA BN
CHUMU

19:THE SUPERINTENDENT OF POLICE

LONGLENG

20:SHRI AMAN KONYAK
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

21:SHRI N. PANGLEM KONYAK
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

22:SHRI KENEILETUO YHOR

CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

23:SHRI LIBENTHUNG C PATTON

CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

24:SHRI L. KIUTSUMONG YIMCHUNGER
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

25:SHRI M. SANTSUTHUNG EZUNG
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

26:SHRI MHADEMO KIKON
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

27:SHRI CHUMBEN ODYIO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

28:SHRI AMEKA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

29:SHRI C. OMEGA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

30:SHRI NOKZENKETBA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

31:SHRI RENPITHUNG Z. ODYUO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

32:SHRI MERICHAN KIKON
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

33:SHRI SHUMBEMO KIKON
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

34:SHRI E. TUMBEN LOTHA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

35:SHRI AKITO ZHIMO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

36:SHRI A. WONGTO CHINGMAK
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

37:SHRI TSULUN A. YIMCHUNGER
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

38:SHRI BIRIMONG SANGTAM
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

39:SHRI K. YONGKONGLAMBA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

40:SHRI LIJANTHUNG NGULLIE
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

41:SHRI ALBERT P. YANTHAN
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

42:SHRI HUKUGHA V. ZHIMO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

43:SHRI INAKATO V. YEPTHO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

44:SHRI ASAMO
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

45:SHRI MUWASE YINGPHITHONGRU
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

46:SHRI ATHOW EKHE-A
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

47:SHRI SHANBEMO LOTHA
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

48:SHRI JENIREMO M. MURRY
CONSTABLE (GD)
14TH NAP (IR) BN KIPHIRE

49:SHRI NEIKOWE AKAMI

NCE
S.P.
PHEK

50:SHRI KHEHOVI YEPTHO
CONSTABLE (GD)
S.P.
PHEK

51:SHRI RENTSAMO KIKON
CONSTABLE (GD)
S.P.
PHEK

52:SHRI NOKSHEN H.M. KONYAK
CONSTABLE (GD)
S.P.
PHEK

53:SHRI SHEKUKHOLU
CONSTABLE (GD)
S.P.
PHEK

54:SMTI LUTSILI TRAKHA
CONSTABLE (GD)
S.P.
PHEK

55:SMTI MULUTOLU VENUH
CONSTABLE (GD)
S.P.
PHEK

56:SHRI ZEKOWEPE AKAMI
CONSTABLE (GD)
S.P.
PHEK

57:SHRI NUKUTHO CUKHAMU
CONSTABLE (GD)
S.P.
PHEK

58:SHRI VEDE SOHO
CONSTABLE (GD)
S.P.
PHEK

59:SHRI CHEHIWE
CONSTABLE (GD)
S.P.
PHEK

60:SHRI MENOTE WATSA
CONSTABLE (GD)
S.P.
PHEK

61:SHRI EZOMONGO YANTHAN
CONSTABLE (GD)
S.P.
PHEK

62:SHRI MATHEW
CONSTABLE (GD)
S.P.
PHEK

63:SHRI KAIDUNPUN NCHANG
CONSTABLE (GD)
S.P.
PHEK

64:SHRI VESUTO VERO
CONSTABLE (GD)
S.P.
PHEK

65:SHRI WAWU KAPFO
CONSTABLE (GD)
S.P.

PHEK

66:SHRI ZIOSE S. SANGTAM
CONSTABLE (GD)
S.P.
PHEK

67:SHRI KHRIEPHRETO MEYASE
CONSTABLE (GD)
S.P.
PHEK

68:SHRI PUSHA KHIAMNIUNGAN
CONSTABLE (GD)
S.P.
PHEK

69:SHRI MESUSE PUCHO
CONSTABLE (GD)
S.P.
PHEK

70:SHRI VIKHO-U SOPFUNUO
CONSTABLE (GD)
S.P.
PHEK

71:SHRI EKONTHUNG PATTON
CONSTABLE (GD)
S.P.
PHEK

72:SHRI P. YANPOTHUNG KITHAN
CONSTABLE (GD)
S.P.
PHEK

73:SHRI WEMERI RITSE
CONSTABLE (GD)
5TH NAP BN PHEK

74:SMTI. MATEVI
CONSTABLE (GD)
5TH NAP BN PHEK

75:SHRI KHROTE LOHE
CONSTABLE (GD)
5TH NAP BN PHEK

76:SHRI TSOZO VITSU
CONSTABLE (GD)
5TH NAP BN PHEK

77:SHRI LICHUMO PATTON
CONSTABLE (GD)
S.P
WOKHA

78:SHRI TONGPANGTEMJEN
CONSTABLE (GD)
S.P
WOKHA

79:SHRI BENRITHUNG T.KIKON
CONSTABLE (GD)
S.P
WOKHA

80:SHRI W. PILAMO NGULLIE
CONSTABLE (GD)
S.P
WOKHA

81:SHRI MHAO N. KIKON
CONSTABLE (GD)
S.P
WOKHA

82:SHRI JANBEMO LOTHA
CONSTABLE (GD)
S.P
WOKHA

83:SMTI. LIBENI ODYUO
CONSTABLE (GD)
S.P
WOKHA

84:SHRI RENPONTHUNG PATTON
CONSTABLE (GD)
S.P
WOKHA

85:SHRI HABEMO N. KIKON
CONSTABLE (GD)
S.P

WOKHA

86:SHRI ZANBEN PATTON
CONSTABLE (GD)
S.P
WOKHA

87:SHRI ASEMO ODYUO
CONSTABLE (GD)
S.P
WOKHA

88:SHRI ZURENTHUNG YANTHAN
CONSTABLE (GD)
S.P
WOKHA

89:SHRI ORENTHUNG A. TSANGLAO
CONSTABLE (GD)
S.P
WOKHA

90:SHRI W. ABEMO TUNGOE
CONSTABLE (GD)
S.P
WOKHA

91:SHRI BIBENTHUNG PATTON
CONSTABLE (GD)
S.P
WOKHA

92:SMTI. N. AJANBENI LOTHA
CONSTABLE (GD)
S.P
WOKHA

93:SHRI THUNGCHEBEMO KIKON
CONSTABLE (GD)
S.P
WOKHA

94:SHRI R. WOBWNTHUNG LOTHA
CONSTABLE (GD)
S.P
WOKHA

95:SHRI ZUPENTHUNG KIKON

CONSTABLE (GD)
S.P
WOKHA

96:SHRI CHONBEN KIKON
CONSTABLE (GD)
S.P
WOKHA

97:SHRI ZULAMO YANTHAN
CONSTABLE (GD)
S.P
WOKHA

98:SHRI JANBEMO TUNGOE
CONSTABLE (GD)
S.P
WOKHA

99:SHRI ZUCHANTHUNG L.ODYUO
CONSTABLE (GD)
S.P
WOKHA

100:SHRI N. NZANTHUNG KIKON
CONSTABLE (GD)
S.P
WOKHA

101:SHRI ZANBENTHUNG PATTON
CONSTABLE (GD)
S.P
WOKHA

102:SHRI KATO YEPTHO
CONSTABLE (GD)
S.P
WOKHA

103:SMTI. MEDOCHUNUO
NCE
4TH NAP BN THIZAMA
KOHIMA

104:SHRI PELEBEITUO SOPFUNUO
CONSTABLE (GD)
4TH NAP BN THIZAMA
KOHIMA

105:SHRI MANOJ KUMAR SHIWA
NCE
4TH NAP BN THIZAMA
KOHIMA

106:SHRI NCHUMTHUNG M. TUNGOE
CONSTABLE (GD)
4TH NAP BN THIZAMA
KOHIMA

107:SMTI. THUNGBEMO MURRY
CONSTABLE (GD)
I.G.P
KOHIMA

108:SMTI. N. PRICELLA
CONSTABLE (GD)
I.G.P
KOHIMA

109:SMTI. N. LOCHUMBENI LOTHA
CONSTABLE (GD)
I.G.P
KOHIMA

110:SHRI NTSEMO LOTHA
CONSTABLE (GD)
I.G.P
KOHIMA

111:SMTI. O. YANSARONI ODYUO
CONSTABLE (GD)
I.G.P
KOHIMA

112:SHRI P. SACHIO NGULLIE
CONSTABLE (GD)
I.G.P
KOHIMA

113:SHRI M. AVUNGTHUNG
CONSTABLE (GD)
I.G.P
KOHIMA

114:SHRI CHIBEN PATTON
CONSTABLE (GD)

I.G.P
KOHIMA

115:SMTI. MERIBENI ODYUO
CONSTABLE (GD)
I.G.P
KOHIMA

116:SHRI PILAMO Y. JAMI
CONSTABLE (GD)
I.G.P
KOHIMA

117:SHRI RENBON LOTHA
CONSTABLE (GD)
I.G.P
KOHIMA

118:SHRI R. PONTHUNG LOTHA
CONSTABLE (GD)
I.G.P
KOHIMA

119:SHRI WOJAMO KIKON
CONSTABLE (GD)
I.G.P
KOHIMA

120:SHRI BENRITHUNG MURRY
CONSTABLE (GD)
I.G.P
KOHIMA

121:SHRI KETOUZHALIE
CONSTABLE (GD)
I.G.P
KOHIMA

122:SHRI ZHAPUSIETO BEI-O
CONSTABLE (GD)

10TH NAP BN (IR)
ZHADIMA

123:SSHRI IMONGTOSHI
CONSTABLE (GD)
S.P.
KOHIMA

124:SMTI. T. MOAINLA
CONSTABLE (GD)
S.P.
KOHIMA

125:SHRI SENCHUMTHUNG S. KITHAN
CONSTABLE (GD)
S.P.
KOHIMA

126:SMTI. THEJANGUNO VIYA
CONSTABLE (COMPUTER OPERATOR) AT DEF
PHEK

127:SMTI. NGAPLO KONYK
CONSTABLE (GD)
DEF
MON

128:SHRI A. MHATHUNG PATTON
LDA-CUM-COMPUTER ASSISTANT. DEF LONGLENG

129:SHRI YANGPONG PHOM
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

130:SHRI ALONG HAAH KONYAK
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

131:SHRI LIBEMO T. ODYUO
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

132:SHRI L. MYINGTHUNGO
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

133:SHRI N. ECHUNGBEMO KIKON
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

134:SHRI IMTIKUMBA
CONSTABLE (OPERATOR) NPTO
UNDER WHQ
KOHIMA

135:SHRI AKEVI CHISHI
CONSTABLE (GD) 13TH NAP (IR) BN
YAJANG-C
MKG

136:SHRI HACHITHUNG R. EZUNG
CONSTABLE (GD) 13TH NAP (IR) BN
YAJANG-C
MKG

137:SHRI KAJENKABA
CONSTABLE (GD) 13TH NAP (IR) BN
YAJANG-C
MKG

138:SHRI IMLISANEN
CONSTABLE (GD) 13TH NAP (IR) BN
YAJANG-C
MKG

139:SHRI IMNUKTI NOKDIR
CONATABLE (COMPUTER OPERATOR) 2ND NAP BN
ALICHEN

140:SHRI LICHANBEMO K. EZUNG
CONSTABLE (GD)
S.P. MKG

141:SHRI A. HONKA KONYAK
CONSTABLE (GD)
S.P. MKG

142:SHRI RAJU KUMAR
NCE (SWEEPER) 3RD NAP BN
TUENSANG

143:SHRI CHOPONGSE SANGTAM
CONSTABLE (GD) 3RD NAP BN
TUENSANG

144:SHRI P. PESHE KHIAMNIUNGAN
CONSTABLE (GD)
3RD NAP BN

TUENSANG

145:SHRI MHANDEMO N. PATTON
CONSTABLE (GD)
3RD NAP BN
TUENSANG

146:SHRI NAMCHAMBO
CONSTABLE (GD)
S.P.
TUENSANG

147:SHRI KHUMRIMONG S
CONSTABLE (GD)
S.P.
TUENSANG

148:SHRI NOKPHONG T. KONYAK
CONSTABLE (GD)
6TH NAP BN
TIZIT
MON

149:SHRI W. EANGTOK
CONSTABLE (GD)
6TH NAP BN
TIZIT
MON

150:SHRI YEANGLEI P.
CONSTABLE (GD)
S.P.
MON

151:SHRI TOKA V. KIBA
NCE
(W/C) 8TH NAP BN
NALTOQA
ZBTO

152:SHRI NAGATO
NCE
(SWEPER) 8TH NAP BN
NALTOQA
ZBTO

153:SHRI MOPEN PHOM
NCE

COOK) 8TH NAP BN
NALTOQA
ZBTO

154:SHRI MOATEMJEN PONGEN
NCE
(COOK) 8TH NAP BN
NALTOQA
ZBTO

155:SHRI RIKATO H. CHOPHY
CONSTABLE (GD)
8TH NAP BN
NALTOQA
ZBTO

156:SHRI NITOKA V. ZHIMO
CONSTABLE (GD)
8TH NAP BN
NALTOQA
ZBTO

157:SHRI IMKONGCHUBA IMSONG
CONSTABLE (DRIVER)
1ST NAP BN
CHUMUKEDIMA

158:SMTI LILY KIKON
CONSTABLE (COMPUTER OPERATOR)
1ST NAP BN
CHUMUKEDIMA

159:SHRI DIPAK MECH
CONSTABLE (GD)
1ST NAP BN
CHUMUKEDIMA

160:SMTI. PFUHKE
CONSTABLE (GD)
1ST NAP BN
CHUMUKEDIMA

161:SHRI WALUNIBA
CONSTABLE (GD)
1ST NAP BN
CHUMUKEDIMA

162:SMTI. IMNYAIENLA

CONSTABLE (GD)
1ST NAP BN
CHUMUKEDIMA

163:SHRI KEZHOSE KHIZHO
CONSTABLE (COMPUTER OPERATOR)
1ST NAP BN
CHUMUKEDIMA

164:SMTI. WANNYA PHOM
CONSTABLE (GD)
15TH NAP BN
CHUMUKEDIMA

165:SMTI. KASIMGAILIU
CONSTABLE (GD)
15TH NAP BN
CHUMUKEDIMA

166:SHRI Y. CHINGNGAM KONYAK
CONSTABLE (GD)
NAP TRAINING CENTRE
CHUMUKEDIMA

167:SHRI RENTHUNGO M. MURRY
CONSTABLE (GD)
9TH NAP BN(IR) SAIJANG

168:SHRI DUNWI
CONSTABLE (GD)
S.P. PEREN

169:SHRI HATHUNGO EZUNG
CONSTABLE (GD)
12TH NAP BN(IR) CHINGTOK
LONGLENG

170:SHRI P. HENJAH PHOM
CONSTABLE (GD)
12THB NAP BN(IR)
CHINGTOK
LONGLENG

171:SHRI TONGPANGKOKBA
CONSTABLE (GD)
S.P.
LONGLENG

172:SHRI TUMCHOBEMO M. KIKON
CONSTABLE (GD)
S.P.
LONGLENG

173:SHRI KOWE KAPFO
CONSTABLE (GD)
S.P.
LONGLENG

174:SMTI. EMIYANI KIKON
CONSTABLE (GD)
S.P.
LONGLENG

175:SHRI AOCHUJANG JAMIR
CONSTABLE (GD)
S.P.
LONGLENG

176:SHRI P.V. VICTOR LINYU
CONSTABLE (GD)
S.P.
LONGLENG

177:SHRI MANGILONG AO
CONSTABLE (GD)
S.P.
LONGLENG

178:SHRI TOSAPOMGCHET
CONSTABLE (GD)
S.P.
LONGLENG

179:SHRI HAMTONG PHOM
CONSTABLE (GD)
S.P.
LONGLENG

180:SHRI ROLAND ODYUO
CONSTABLE (GD)
S.P.
LONGLENG

181:SHRI MYANBEMO KITHAN
CONSTABLE (GD)
S.P.

LONGLENG

182:SMTI MHALO TSOPOVUI
CONSTABLE (GD)
S.P.
LONGLENG

183:SHRI PIPONTHUNG H. EZUNG
CONSTABLE (GD)
S.P.
LONGLENG

Advocate for : Z. ZHIMOMI
Advocate for : GOVT ADV NL appearing for THE STATE OF NAGALAND AND 182 ORS

BEFORE
HON'BLE MR. JUSTICE NELSON SAILO

ORDER

12.02.2024

Heard Ms. Z. Zhimomi, learned counsel for the applicants and Mr. Veto V. Zhimomi, learned State Counsel appearing for the official respondents.

By filing this application, the applicants/writ petitioners seek modification of the Order dated 11.12.2023 passed in WP(C) No. 318/2023 in so far as effecting notice to the private respondent Nos. 20 to 183. It is the case of the applicants that they are unemployed group and that taking steps by registered post with A/D works out to a huge amount which they cannot afford. Therefore, notice to private respondents may be restricted only to the liberty already granted by this Court as per the said Order dated 11.12.2023 i.e., to serve notice to the

private respondents through the Director General of Police, Nagaland.

Mr. Veto V. Zhimomi, learned State Counsel submits that according to the instructions he has recieved, it will not be possible for the Director General of Police, Nagaland to cause service of notice to the private respondents since they are all residing in far flung areas and moreover, since it was the Director General of Police, Nagaland who had appointed them, it will not be proper for the said authority to cause service of notice upon the private respondents.

The Director General of Police, Nagaland being the head of the Institution, he has the command and control over all the units or establishments under him. In other words, the notice can be easily sent and conveyed through the Commandant of various units of the police force or the Superintendent of Police based in all the district headquarters. Therefore, the submission that the Director General of Police, Nagaland cannot facilitate the service of notice upon the private respondents cannot be accepted.

In view of above, the petitioners shall serve requisite extra copies of the writ petition to Mr. Veto V. Zhimomi, learned State Counsel who shall then forward the same to the Director General of Police, Nagaland. The Director General of Police, Nagaland through his establishment shall cause service of notice upon the private respondents within a period of three (3) weeks. A compliance affidavit be filed within a period of one (1)

month from today.

Mr. Veto V. Zhimomi, learned State Counsel accepts notice on behalf of the respondent Nos. 6 to 19. Petitioner shall serve requisite extra copies of the writ petition to the learned State Counsel.

I.A is accordingly disposed of. Let a copy of this Order be also placed in the main writ petition.

Sd/-

JUDGE

Comparing Assistant