GAHC020004932024

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

Case No. : I.A.(Civil)/125/2024

SHRI TIATEMSU
S/O SHRI PANJUNGMANEN
PERMANENT R/O MOLUNGYIMSEN VILLAGE
TULI, MOKOKCHUNG-798618
NAGALAND

VERSUS

THE UNION OF INDIA AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA
MINISATRY OF DEFENCE
NEW DELHI 2:THE COLONEL RECORDS
ASSAM REGIMENT
SHILLONG
MEGHALAYA

3:THE COMMANDING OFFICER
17TH ASSAM REGIMENT
LUCKNOW
PIN-(ARMY)-910417
C/O 56 APO

4:THE BRIGADIER
ASSAM REGIMENT CENTRE (ARC)
HAPPY VALLY
SHILLONG-7
MEGHALAYA
PIN ARMY-900332
C/P 99 APO

5:THE PRINCIPAL CONTROLLER OF DEFENCE ACCOUNTS (PENSION)
DRAUPADI GHAT
ALLAHABAD
PIN-21101

Advocate for the Petitioner : SENTIYANGER,

Advocate for the Respondent : CGSC,

Linked Case : WP(C)/75/2024

SHRI TIATEMSU
S/O SHRI PANGJUNGMANEN
PERMANENT R/O MOLUNGYIMSEN VILLAGE
TULI
MOKOKCHUNG
NAGALANDF

VERSUS

THE UNION OF INDIA AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA
MINISATRY OF HOME AFFAIRS
NEW DELHI

2:THE COLONEL RECORDS
ASSAM REGIMENT
SHILLONG
MEGHALAYA

3:THE COMMANDING OFFICER
17TH ASSAM REGIMENT
LUCKNOW
PIN-(ARMY)-910417
C/O 56 APO

4:THE BRIGADIER
ASSAM REGIMENT CENTRE (ARC)
HAPPY VALLY
SHILLONG-7
MEGHALAYA
PIN ARMY-900332
C/P 99 APO

5:THE PRINCIPAL CONTROLLER OF DEFENCE ACCOUNTS (PENSION)
DRAUPADI GHAT
ALLAHABAD

PIN-211014

For the petitioner(s)/applicant(s) : Mr. Nocklet M. Advocate.
On behalf of SENTIYANGE

For the Respondent(s) : Mr. Yangerwati, CGC

– **BEFORE –**
HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI
HON'BLE MR. JUSTICE MANISH CHOUDHURY

30.09.2024

(Vijay Bishnoi, CJ)

Learned counsel appearing on behalf of the applicant/writ petitioner has submitted that the arguing counsel has some difficulties to argue to the matter today.

The matter comes upon for consideration of I.A. (Civil) 125/2024 with the prayer for substituting the respondent No. 1, i.e. "Union of India, represented by the Secretary to the Govt. of India, Ministry of Home Affairs, Govt. of India, New Delhi", by "Union of India, represented by the Secretary to the Govt. of India, Ministry of Defence, New Delhi".

The learned counsel appearing for the respondents has no objection if the prayer is allowed.

In such circumstances, the prayer for substitution of the respondent No. 1 in WA No. 75/2024 is allowed and the "Ministry of Home Affairs, Government of India" is substituted by "Ministry of Defence, Government of India" as respondent No. 2 in the writ appeal.

Learned counsel for the applicant/writ petitioner is directed to file the amended Cause-title during the course of the day.

Mr. Yangerwati, learned counsel appearing for the Central Government accepts notice on behalf of the substituted respondent No. 1.

List the matter tomorrow (**01.10.2024**).

JUDGE **CHIEF JUSTICE**

Comparing Assistant