GAHC020007602024

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

Case No. : I.A.(Civil)/206/2024

SMTI. AHOLI SEMA
WIFE OF VIKIYE SEMA,
RESIDENT OF VIYITO VILLAGE, NIULAND, DIMAPUR, NAGALAND, PHONE NO.6009597007

VERSUS

THE STATE OF NAGALAND AND 2 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY/COMMISSIONER AND SECRETARY, DEPARTMENT OF SCHOOL EDUCATION, GOVERNMENT OF NAGALAND, KOHIMA, NAGALAND 2:THE PRINCIPAL DIRECTOR/DIRECTOR
DIRECTORATE OF SCHOOL EDUCATION
GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

3:THE PRINCIPAL
GOVERNMENT HIGHER SECONDARY SCHOOL
NIULAND
DISTRICT-DIMAPUR
NAGALAN

Advocate for the Petitioner : A. ZHIMOMI,

Advocate for the Respondent : GOVT ADV NL,

Linked Case : I.A.(Civil)/207/2024

SHRI TOKATO ZHIMOMI
SON OF VIKIYE ZHIMOMI
RESIDENT OF VIYITO VILLAGE
NIULAND
DIMAPUR
NAGALAND

PHONE NO.-9366657032

VERSUS

THE STATE OF NAGALAND AND 2 ORS
REPRESENTED BY PRINCIPAL SECRETARY/COMMISSIONER AND SECRETARY

DEPARTMENT OF SCHOOL EDUCATION
GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

2:THE PRINCIPAL DIRECTOR/DIRECTOR
DIRECTORATE OF SCHOOL EDUCATION
GOVERNMENT OF NAGALAND
KOHIMA
NAGALAND

3:THE PRINCIPAL
GOVERNMENT HIGHER SECONDARY SCHOOL
NIULAND
DISTRICT-DIMAPUR
NAGALAND

Advocate for : A. ZHIMOMI
Advocate for : GOVT ADV NL appearing for THE STATE OF NAGALAND AND 2 ORS

Linked Case : WP(C)/93/2018

TOKATO ZHIMO
DIMAPUR

VERSUS

THE STATE OF NAGALAND AND 2 ORS
KOHIMA

Advocate for : A. ZHIMOMI

Advocate for : GOVT ADV NL appearing for THE STATE OF NAGALAND AND 2 ORS

BEFORE
HON'BLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 24.01.2025

Heard Ms. N. Solo, learned counsel for the applicants. I have also heard Ms. Bichano appearing, on behalf of Ms. Livika, learned Government Advocate for the State respondents.

This is an application seeking leave of this Court to amend the writ petition W.P.(C) 93(K)/2018.

The learned counsel for the applicant submits that there has been some error with regard to the identification and address of the petitioner which needs to be corrected. Therefore, prays for amendment of the petition by inserting paragraph;

4(a) "That the petitioner is the adopted son of Vikiye Zhimomi, the then Chief of Viyito village. This practice is permissible in the customs and practices of the Sumi Naga tribe".

It is submitted that the above amendment if allowed, would not cause any prejudice to the respondents.

The learned counsel for the respondents has no objection to the proposed amendment of the writ petition.

In view of the above, prayer for amendment is allowed for insertion of the new paragraph 4(a) as stated above.

With the above, I.A. stands allowed and disposed of.

List the main writ petition W.P.(C) 93(K)/2018 along with W.P.(C) No.92(K)/2018 and W.P.(C) No.94(K)/2018 after **3(three)** weeks.

Sd/-
JUDGE

Comparing Assistant