

MISC. CASE NO. 7 OF 2024
Ref.: Complaint Case No. 1 of 2022

02.01.2024

[1] Respondent No. 1 has filed an application dated 02.01.2023 praying for issuing certified copies of all document/official records connected with the final field survey conducted on 19.01.2016, 20.01.2016 and 21.01.2016 and the final report submitted to the D.C. (TML) by the SDO (TML) on 19.03.2016.

[2] Register this as separate misc. case.

[3] After perusal of the records of the present Complaint Case No. 1 of 2022, it appears that Respondent No. 1 has already had a copy of the final report submitted to the D.C. (TML) by the SDO (TML). Over and above, Respondent No. 1 had already filed his comment and additional/supplementary comment basing on the said report. Furthermore, it appears that the purpose for obtaining the certified copy of the same is not clearly mentioned in the present misc. application. However, the present Misc. Case will be taken up along with the hearing of the present Complaint Case i.e. Complaint Case No. 1 of 2022.

[4] Ld. Counsel appearing for Respondent No. 1 submits at bar that all the material basing on which report has been submitted is not made available to him. This point will also be considered during the time of hearing of the present Complaint. Complainant as well as other Respondents will also be given opportunity to file their objection, if any, to the Misc. application. Learned counsel appearing for the Respondent No. 1 also frankly submitted at bar that he has no knowledge as to whom the Respondent had approached for the copies of the official record connected with the final survey conducted on 19.01.2015, 20.01.2016 and 21.01.2016 and the final report dated 19.03.2016 submitted to the D.C. (TML) by SDC (TML). The Respondent No. 1 in his capacity as erstwhile Deputy Commissioner, was the custodian of the said records, as per the record he has the clear knowledge of the said records. The learned counsel of the Respondent No. 1 only presumes that the said material may be with Manipur Lokayukta. Application cannot be filed on presumption.

[5] As observed earlier, this Misc. Case will be taken up along with the hearing of the present complaint. Further, the complainant and other respondents are allowed to file the written objection, if any, to the present Misc. Case within 4 (four) days from today.

Sd/-
MEMBER

Sd/-
CHAIRPERSON