



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

Case No. : WP(C)/72/2025

THE KUKI INPI NAGALAND AND 3 ORS
HAVING ITS OFFICE AT KIN HALL, ATHIBUNG TOWN, ATHIBUNG SUB
DIVISION, PEREN, NAGALAND, REPRESENTED BY ITS PRESIDENT MR. L.
SINGSIT, IPS (RTD), S/O LETJASAI SINGSIT, R/O H.NO. 275, WARD 9,
CHUMUKEDIMA, NAGALAND

2: THE NAGALAND GARO TRIBAL COUNCIL (NGTC)
HAVING ITS OFFICE AT ERALIBILL VILLAGE
DIMAPUR
DIMAPUR NAGALAND
REPRESENTED BY ITS PRESIDENT MR. KARAMPAL MOMIN
S/O DB SANGMA
R/O ERANIPATHAR
DIMAPUR NAGALAND

3: THE KACHARI TRIBAL COUNCIL NAGALAND (KTCN)
HAVING ITS OFFICE AT PURANA BAZAAR
DIMAPUR
NAGALAND. REPRESENTED BY ITS PRESIDENT
MR. C.K.MECH
S/O LATE DWARIKANATH MACH
R/O H.NO. 816
MIDDLE COLONY
PURANA BAZAAR
DIMAPUR NAGALAND

4: THE KARBI UNION NAGALAND
HAVING ITS OFFICE AT WARD NO. 10 L.R.C. COLONY DIMAPUR
NAGALAND. REPRESENTED BY ITS PRESIDENT MR. MOIA RONGPI
S/O JIHON RONGPI R/O H.NO. 128
MIDLAND
DIMAPUR
NAGALAN

VERSUS

STATE OF NAGALAND AND 5 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVT. OF NAGALAND,
KOHIMA NAGALAND 2:THE HOME COMMISSIONER
KOHIMA NAGALAND

3:THE COMMISSIONER NAGALAND
GOVT. OF NAGALAND
KOHIMA NAGALAND

4:THE DEPUTY COMMISSIONER
DIMAPUR NAGALAND

5:THE DEPUTY COMMISSIONER
CHUMUKEDIMA NAGALAND

6:THE DEPUTY COMMISSIONER
PEREN NAGALAN

Advocate for the Petitioner : A. ZHIMOMI, NEITSEIZONUO SOLO,VITO K
SHOHE,G KAMEI,LHOUSINO,ESTHER

Advocate for the Respondent : GOVT ADV NL,

BEFORE
HON'BLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

08/05/2025

1. This Writ Petition has been filed by the Kuku Inpi, Nagaland, the Nagaland Garo Tribal Council, the Kachari Tribal Council Nagaland, and the Karbi Union Nagaland.

2. Heard learned counsel for the petitioner, Mr. A. Zhimomi. The petitioner is aggrieved by the order dated 20.09.2024 passed by the Home Department Political Branch, by which it has been directed in pursuance of the Cabinet Decision dated

12.09.2024, that there shall be a enumeration exercise to be conducted of the people and their direct descendents from Garo, Kuki, Kachari and Mikir (Karbi) settled in the State of Nagaland prior to 01.12.1963, so as to determine their eligibility for issuances of IIC/PRC. 3. In the said order dated 20.09.2024, a schedule has also been notified by which the enumeration exercise was to have started from 01.11.2024 till 31.01.2025 and publication of draft list to be issued on 15.01.2025 and thereafter, for claims and objections from 17.02.2025 to 17.03.2025. The final publication of the list of enumeration was to be published on 06.05.2025. However, the petitioner states that the exercise has not commenced and nothing has been done till date.

4. The petitioner is also aggrieved by the notification No. CN/CON/RIIN/2019 dated 01.10.2024 by which it has been stated that in pursuance of order No. CON/RINN 30/2020 dated 20.09.2024 the enumeration exercise is to be conducted for the Garo/Kuki/Kachari/Mikir (Karbi) Nepali/Gorkhas settled in the State of Nagaland as mentioned for issuances of IIC/PRC and in this notification dated 10.08.2024 also the schedule has been given for the enumeration exercise.

5. It is the case of the petitioner that the petitioners are notified as Schedule Tribes of Nagaland by Schedule Tribes order 1970 and they are similarly situated with all the Schedule Tribes of Nagaland and therefore, the state respondents have no jurisdictions/power to take away the status of the petitioners as Schedule Tribes of the State of

Nagaland.

6. Learned Additional Advocate General, Mr. Imti Imsong has accepted notice on behalf of all the State respondents. Accordingly, no formal notice is called for at this stage. The petitioner has also prayed for an interim order staying the operation of order dated 20.09.2024 and notification dated 01.10.2024 pending disposal of this Writ Petition.

7. List the matter after **3(three) weeks**, as prayed for by the learned Additional Advocate General, on which date the prayer for the interim order shall be considered. The petitioner shall supply requisite copies of the petition to the Additional Advocate general.

8. The respondents are also at liberty to file their affidavit-in-opposition, if so advised.

9. Till the next date the respondent shall not take any exercise with regard to the enumeration.

JUDGE

Comparing Assistant