

HIGH COURT OF TRIPURA
AGARTALA

WP(C)(PIIL) No.17/2021

For Petitioner(s) : Mr. P Roy Barman, Sr. Advocate,
Mr. Kawsik Nath, Advocate.
For Respondent(s) : Mr. S S Dey, Advocate General,
Ms. Ayantika Chakraborty, Advocate.

HON'BLE THE CHIEF JUSTICE MR. AKIL KURESHI
HON'BLE JUSTICE MR. S G CHATTOPADHYAY

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28/9/2021

(Akil Kureshi, CJ).

The petitioner has challenged an order, dated 20th September 2021, passed by the District Magistrate, West Tripura, prohibiting any kind of meeting/procession/public gathering by any political party in Sadar Police Sub Division (East Agartala and West Agartala Police Station areas) (from 6:00 A.M 21st September 2021 to midnight 4th November 2021) in exercise of powers under Section 144 of Cr.P.C. learned counsel for the petitioner submitted that the impugned order is passed without proper application of mind, without sufficient material available with the authority to form a belief that the situation is so emergent that such a blanket prohibition should be imposed for two weeks, thereby suspending all political activities in the area. He submitted that the authority has not considered the choice of least invasive restriction.

Learned Advocate General, at this stage, opposed the petition on the ground of its maintainability.

We would like to examine the issues for which purpose let there be a notice, returnable for **5th October 2021**.

Learned counsel Ms. Ayantika Chakraborty waived notice on behalf of all the respondents.

(**S G CHATTOPADHYAY, J**)

(**AKIL KURESHI, CJ**)

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