

UNLAWFUL ACTIVITIES (PREVENTION) TRIBUNAL

IN THE MATTER OF: **HYNNIEWTREP NATIONAL LIBERATION COUNCIL (HNLC)
OF MEGHALAYA**

03.01.2025

Present:

HON'BLE MR. JUSTICE SOUMITRA SAIKIA
(Presiding Officer)



Shri Subhash Chandra Keyal, learned Special Counsel, Union of India.
Shri Bobby S.W. Momin, IPS, Sr. Superintendent of Police (SB-I),
Meghalaya, Shillong

ORDER

A notification dated 13th November, 2024, was issued by the Government of India in the Gazette of India Extraordinary, stating the reasons and grounds for declaring the Hynniewtrep National Liberation Council of Meghalaya (*hereinafter referred to as 'HNLC'*) as 'unlawful association' within the meaning of Section 3(1) of the Unlawful Activities (Prevention) Act, 1967 (*hereinafter referred to as 'The Act'*). Thereafter, another Gazette Notification, dated 06th December, 2024, was issued in the Gazette of India Extraordinary, constituting this Tribunal for adjudicating whether or not there is sufficient cause for declaring the aforesaid organization as an unlawful association under the Act.

A reference has been received by this Tribunal in terms of Section 4(1) of the Act.

The Union of India is represented by Mr. S.C. Keyal, learned Special Counsel and the State Government is represented by Mr. Bobby S.W. Momin, IPS, S.S.P, Special Branch-I, Meghalaya, Shillong and other Police Officials have also tendered appearance on behalf of Office of D.G.P, Meghalaya. On consideration of the material placed on record by the Central Government and after hearing Mr. S.C. Keyal, learned Special Counsel, Union of India; and Mr. Bobby S.W. Momin, IPS, S.S.P, Special Branch-I, Meghalaya, Shillong; I am, *prima facie*, satisfied that notice under Section 4(2) of the Act should be issued to the aforesaid organization along with all its factions, wings and front organizations as well as that of its principal office bearers to show

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cause within thirty days from the date of service of the notice as to why the organization should not be declared unlawful.

Ordered accordingly.

The notice shall be served upon HNLC in the following manner:

- (i) By Speed Post/Registered A/D at the last known addresses of HNLC along with all its factions, wings and front organizations as well as that of its principal office bearers.
- (ii) Service of notice be also effected on the Office Bearers of HNLC in Meghalaya at its addresses, if any or if under detention, through the Superintendent (Jail) concerned.
- (iii) By publication along with a copy of the Gazette Notification dated 13th November, 2024 in two daily newspapers, one in a National Newspaper (in English) and the other one in prominent local vernacular language newspaper, having wide circulation in the areas where the activities of the HNLC are ordinarily carried on, within 14 days from today.
- (iv) By affixation of the notice along with a copy of the Gazette notification dated 13th November, 2024 at the last known addresses of HNLC along with all its factions, wings and front organizations as well as its principal office bearers.
- (v) By a proclamation by beating of drums as well as loudspeakers about the contents of the notice and the Notification dated 13th November, 2024, in the areas in which the activities of the HNLC were or are ordinarily carried on.
- (vi) By displaying the notice along with a copy of the Gazette notification dated 13th November, 2024, on the notice board of the Deputy Commissioner, SDM and Superintendent of Police in all the district headquarters of the state(s) where the activities of the HNLC were or are believed to be ordinarily carried on.
- (vii) Notice be also served on the State Government of Meghalaya through its Chief Secretary.
- (viii) The Notice and the Gazette notification dated 13th November, 2024, be also announced in the All India Radio/electronic media at the prime time



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- and shall also be pasted at the prominent places in the States where the activities of HNLC were or are believed to be carried on.
- (ix) By affixing copies of the notice at some conspicuous parts of the offices, if any, of HNLC.
 - (x) By publishing on the website of Ministry of Home Affairs, Union of India and of the Department of Home and Political, Government of Meghalaya.
 - (xi) By any other possible modes, including e-mail etc.

The Central Government as well as the State Government of Meghalaya shall make necessary and adequate arrangements for service of notice.

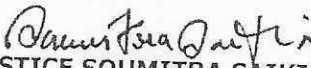
The report of service of the notice shall be submitted to the Registrar of the Tribunal **on or before 13.02.2025** in the Office Chamber of the Deputy Registrar (Bench), 3rd Floor of Gauhati High Court (New Block), Guwahati, Mahatma Gandhi Road, Guwahati- 781001, Assam, duly supported by affidavits of the concerned officer(s)/official(s), who have effected the service along with supporting documents.

The Registrar of the Tribunal shall do the needful.

Meanwhile, the Central Government and the State Government will submit their respective affidavits and documents in support of the grounds on which the aforesaid Association has been declared as unlawful.

The next sitting of the Tribunal shall take place at State Convention Centre, Shillong-793001, Meghalaya on 15.02.2025 at 11:00 A.M.

Copy of this order be given to Sri S.C Keyal, learned Special Counsel, Government of India and the officials of State Government of Meghalaya for initiating necessary steps immediately, as per this order.


JUSTICE SOUMITRA SAIKIA
UNLAWFUL ACTIVITIES (PREVENTION) TRIBUNAL
IN THE MATTER OF HNLC

Dated, 03rd of January, 2025.

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PRESIDING OFFICER
UNLAWFUL ACTIVITIES (PREVENTION) TRIBUNAL
IN THE MATTER OF
HYNNIEWTREP NATIONAL LIBERATION COUNCIL (HNLC)
OF MEGHALAYA 13.11.2024

OFFICE OF THE REGISTRAR, UNLAWFUL ACTIVITIES (PREVENTION)
TRIBUNAL, CHAMBER OF DEPUTY REGISTRAR (BENCH), 3RD FLOOR,
GAUHATI HIGH COURT, (NEW BUILDING), GUWAHATI, ASSAM- 781001

Re: Notification No. S.O. 4920(E) dated 13th November, 2024, issued by the Central Government under section 3 (1) of the Unlawful Activities (Prevention) Act, declaring the Hynniewtrep National Liberation Council (HNLC) of Meghalaya to be unlawful association from the date of the notification.

TO,

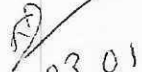
HYNNIEWTREP NATIONAL LIBERATION COUNCIL (HNLC) OF MEGHALAYA

WHEREAS, the Central Government in exercise of the powers conferred by Sub-section (1) of Section 3 of the Unlawful Activities (Prevention) Act, 1967 (37 of 1967) (*hereinafter referred to as 'The Act'*) has declared the *Hynniewtrep National Liberation Council (HNLC) of Meghalaya along with all its factions, wings and front organizations* to be unlawful association with immediate effect from 16.11.2024 vide Notification No. S.O. 4920(E) (published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (ii) dated 13th November, 2024).

AND WHEREAS, vide *Gazette Notification No. S.O. 5270(E) dated 06th December, 2024*, in exercise of powers under Section 5 (1) of the Act, the Central Government has constituted the Unlawful Activities (Prevention) Tribunal comprising of Hon'ble Mr. Justice Soumitra Saikia, Judge, Gauhati High Court, for the purpose of adjudicating whether or not there is sufficient cause for declaring the said *Hynniewtrep National Liberation Council (HNLC) of Meghalaya* as Unlawful Association as required by Sub-section (1) of Section 4 of the Act.

Now, therefore, a Notice is hereby given under Sub-section (2) of Section 4 of the Act read with Rule 6 of the Unlawful Activities (Prevention) Rules, 1968 and you are hereby called upon to show cause in writing within 30 days from the date of service of this Notice as to why the said *Hynniewtrep National Liberation Council (HNLC) of Meghalaya* should not be declared as unlawful association and why an order should not be made confirming the declaration to the above effect made in the above mentioned Notification.

...contd.....

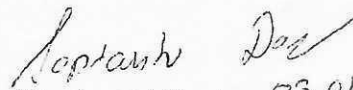

03.01.2025

The objections/reply/written statement, if any, may be filed/delivered within the statutory period of 30 days from the date of service of the notice, before the Registrar of this Tribunal, i.e., the undersigned at the Chamber of the Deputy Registrar (Bench), 3rd Floor, Gauhati High Court, (New Building), Guwahati, Assam-781001. In case, objections/reply/written statements are in regional or vernacular language, true English Translation thereof should be also attached.

You are required to appear before the Tribunal or may cause an appearance on your behalf before the tribunal on **15.02.2025 at 10:30 A.M** at **State Convention Centre, Shillong-793001, Meghalaya**, either through a duly authorized representative or an instructed Counsel/Advocate, whereafter irrespective of your appearance, the Tribunal shall proceed as per Sub-Section (3) of Section 4 of the Act.

The next hearing of the Tribunal is fixed on **15.02.2025 at 11:00 A.M** at **State Convention Centre, Shillong-793001, Meghalaya**.

Given under my hand and the seal of the Unlawful Activities (Prevention) Tribunal, on this the 03rd day of January, 2025.


(Saptarshi Das) 03.01.2025

Registrar,
Unlawful Activities (Prevention) Tribunal

REGISTRAR
UNLAWFUL ACTIVITIES (PREVENTION) TRIBUNAL
IN THE MATTER OF
HYNIEWTREP NATIONAL LIBERATION COUNCIL (HNLC)
OF MEGHALAYA 13.11.2024