

GAHC010058012025



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

Case No. : WA/73/2025

1. STHENOS CEMENT PVT LTD
347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR
JAMES LONG SARANI KOLKATA-700008
THROUGH ITS AUTHORISED REPRESENTATIVE MR. ARUN SARAF
S/O MR. RAMAKANT SARAF R/O 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008

2: MR ARUN SARAF
SHAREHOLDER OF APPELLANT NO.1
SON OF MR. RAMAKANT SARAF OF 347 SANTOSH ROY ROAD
BARISHA SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008

VERSUS

1. THE UNION OF INDIA AND 3 ORS
THROUGH THE SECRETARY MINISTRY OF MINES
GOVT. OF INDIA SHASTRI BHAWAN NEW DELHI-110001

2: INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA -440001

3: REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE
HOUSE NO. 216 3RD FLOOR ABOVE IDBI BANK CHANDMARI
POST-BAMUNIMAIDAN DIST- KAMRUP(M) GUWAHATI ASSAM-781021

4: THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R K MISSION COMPOUND ITANAGAR -791111 (ARUNACHAL PRADESH.)

Linked Case : I.A.(Civil)/781/2025

1.SKAMORD MINING PVT LTD AND ANR
347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR
JAMES LONG SARANIKOLKATA 700008. THROLGH ITS AUTHORISED
REPRESENTAIVE MR ARUN SARAF AGED ABOUT 38 YEARS SON OF MR.
RAMAKANT SARAF RESIDENT OF 347 SANTOSH ROY ROAD BANSHA
SAKHETAZAR JAMES LONG SARANI KOLKATTA 700008

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND ORS
THROUGH THE SECRETARY MINISTRY OF MINES
GOVERNMENT OF INDIA SHASTRI BHAWAN NEW DELHI-110001

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE HOUSE NO. 216 3RD
FLOOR ABOVE IDBI BANK CHANDMARI POST-BAMUNIMAIDAN DIST.-
KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : WA/89/2025

1.SKAMORD MINING PVT LTD AND ANR
347, SANTOSH ROY ROAD, BARISHA, SAKHERBAZAR, JAMES LONG
SARANI,KOLKATA 700008. THROLGH ITS AUTHORISED REPRESENTAIVE,
MR ARUN SARAF AGED ABOUT 38 ,YEARS SON OF MR. RAMAKANT
SARAF, RESIDENT OF 347, SANTOSH ROY ROAD, BANSHA, SAKHETAZAR,
JAMES LONG SARANI, KOLKATTA 700008

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008

VERSUS

1.THE UNION OF INDIA AND ORS
THROUGH THE SECRETARY, MINISTRY OF MINES, GOVERNMENT OF
INDIA, SHASTRI BHAWAN, NEW DELHI-110001.

2:INDIAN BUREAU OF MINES THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE
HOUSE NO. 216 3RD FLOOR ABOVE IDBI BANK CHANDMARI
POST-BAMUNIMAIDAN DIST.- KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH)

Linked Case : WA/92/2025

1.TASSO ALLOYS PVT LTD
347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008
THROUGH ITS AUTHORISED REPRESENTATIVE MR. ARUN SARAF
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND ORS
THROUGH THE SECRETARY MINISTRY OF MINES GOVERNMENT OF INDIA
SHASTI BHAWAN NEW DELHI - 110001.

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL 2ND FLOOR INDIRA BHAWAN
CIVIL LINES NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE

HOUSE NO. 216 3RD FLOOR ABOVE IDBI BANK CHANDMARI
POST-BAMUNIMAIDAN DIST.- KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES
DEPARTMENT OF GEOLOGY AND MINING
GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : I.A.(Civil)/620/2025

STHENOS CEMENT PVT LTD
347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR
JAMES LONG SARANI KOLKATA-700008 THROUGH ITS AUTHORISED
REPRESENTATIVE MR. ARUN SARAF
S/O MR. RAMAKANT SARAF R/O 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008

2: MR ARUN SARAF
SHAREHOLDER OF APPELLANT NO.1
AGED ABOUT 35 YEARS SON OF MR. RAMAKANT SARAF
OF 347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR
JAMES LONG SARANI KOLKATA-700008

VERSUS

1.THE UNION OF INDIA THROUGH THE SECRETARY
MINISTRY OF MINES GOVERNMENT OF INDIA
SHASTRI BHAWAN NEW DELHI - 110001

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2 ND FLOOR INDIRA BHAWAN
CIVIL LINES NAGPUR MAHARASHTRA - 440001

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE
HOUSE NO. 216 3RD FLOOR ABOVE IDBI BANK CHANDMARI
POST-BAMUNIMAIDAN DIST- KAMRUP(M) GUWAHATI ASSAM-781021

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES
DEPARTMENT OF GEOLOGY AND MINING
GOVERNMENT OF ARUNACHAL PRADESH
R K MISSION COMPOUND ITANAGAR -791111 (ARUNACHAL PRADESH)

Linked Case : I.A.(Civil)/786/2025

1.TASSO ALLOYS PVT LTD
347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008
THROUGH ITS AUTHORISED REPRESENTATIVE MR. ARUN SARAF
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND ORS
THROUGH THE SECRETARY MINISTRY OF MINES
GOVERNMENT OF INDIA SHASTI BHAWAN NEW DELHI - 110001.

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE
HOUSE NO. 216 3RD FLOOR ABOVE IDBI BANK CHANDMARI
POST-BAMUNIMAIDAN DIST.- KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : WA/90/2025

TASSOALLOYS PRIVATE LTD AND ANR
347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR
JAMES LONG SARANI KOLKATA-700008 THROUGH ITS AUTHORISED
REPRESENTATIVE MR. ARUN SARAF SON OF MR. RAMAKANT SARAF
R/O- 347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR JAMES LONG
SARANI KOLKATA-700008.

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND 3 ORS
THROUGH THE SECRETARY MINISTRY OF MINES GOVERNMENT OF INDIA
SHASTI BHAWAN NEW DELHI - 110001

2:INDIAN BUREAU OF MINES THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES NAGPUR
MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
BHUBANESWAR AND GUWAHATI REGIONAL OFFICE HOUSE NO. 216 3RD
FLOOR ABOVE IDBI BANK CHANDMARI POST-BAMUNIMAIDAN DIST.-
KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : WA/91/2025

TASSO ALLOYS PVT LTD
347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008
THROUGH ITS AUTHORISED REPRESENTATIVE MR. ARUN SARAF
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND ORS
THROUGH THE SECRETARY MINISTRY OF MINES
GOVERNMENT OF INDIA SHASTI BHAWAN NEW DELHI - 110001.

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
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GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : I.A.(Civil)/784/2025

TASSO ALLOYS PRIVATE LTD AND ANR
347 SANTOSH ROY ROAD BARISHA SAKHERBAZAR JAMES LONG SARANI
KOLKATA-700008 THROUGH ITS AUTHORISED REPRESENTATIVE MR.
ARUN SARAF SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY
ROAD BARISHA SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

2: ARUN SARAF
SHAREHOLDER OF PETITIONER NO. 1
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

1.THE UNION OF INDIA AND 3 ORS
THROUGH THE SECRETARY MINISTRY OF MINES
GOVERNMENT OF INDIA SHASTI BHAWAN NEW DELHI - 110001.

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL
2ND FLOOR INDIRA BHAWAN CIVIL LINES
NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
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POST-BAMUNIM AidAN DIST.- KAMRUP(M) GUWAHATI ASSAM-781021.

4:THE STATE OF ARUNACHAL PRADESH
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MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

Linked Case : I.A.(Civil)/787/2025

1.TASSO ALLOYS PVT LTD
347 SANTOSH ROY ROAD BARISHA

SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008
THROUGH ITS AUTHORISED REPRESENTATIVE MR. ARUN SARAF
SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

2: ARUN SARAF
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SON OF MR. RAMAKANT SARAF R/O- 347 SANTOSH ROY ROAD BARISHA
SAKHERBAZAR JAMES LONG SARANI KOLKATA-700008.

VERSUS

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THROUGH THE SECRETARY MINISTRY OF MINES GOVERNMENT OF INDIA
SHASTI BHAWAN NEW DELHI - 110001.

2:INDIAN BUREAU OF MINES
THROUGH THE CONTROLLER GENERAL 2ND FLOOR INDIRA BHAWAN
CIVIL LINES NAGPUR MAHARASHTRA-440001.

3:REGIONAL CONTROLLER OF MINES
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POST-BAMUNIMAIDAN DIST.- KAMRUP(M) GUWAHATI ASSAM-781021.

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THROUGH THE DIRECTOR OF MINES DEPARTMENT OF GEOLOGY AND
MINING GOVERNMENT OF ARUNACHAL PRADESH
R.K. MISSION COMPOUND ITANAGAR-791111 (ARUNACHAL PRADESH).

For the Appellant(s) : Mr. K. Venugopal, Senior Advocate.
: Mr. K.N. Choudhury, Senior Advocate.
: Mr. A. Mathews, Advocate.
: Mr. G. Kaushik, Advocate.
: Mr. R. Sensua, Advocate.

For the Respondent(s) : Mr. U.K. Goswami, Central Government Counsel.
: Mr. A. Chandran, Senior Government Advocate, Arunachal Pradesh.

- B E F O R E -

HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR

HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

24.09.2025

(Ashutosh Kumar, CJ)

Heard Mr. K. Venugopal, learned Senior Advocate for the appellants. Mr. U.K. Goswami, learned Central Government and Mr. A. Chandran, learned Senior Government Advocate, Arunachal Pradesh are present.

Arguments to continue.

Re-notify all these cases on 26.11.2025.

JUDGE

CHIEF JUSTICE

Comparing Assistant