

GAHC010063122026



2026:GAU-AS:4628

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

Case No. : WP(C)/1852/2026

KAMAL UDDIN
S/O LATE JAMIL AHMED, VILL. NIYAMATKHANI, P.O. MULLAGANJBazar,
DIST. SRIBHUMI, ASSAM.

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF
ASSAM, DISPUR, GUWAHATI 6

2:THE DISTRICT COMMISSIONER
SRIBHUMI
ASSAM

3:THE MANAGER
ELECTRICAL
PROJECT OFFICE

RAILWAY ELECTRIFICATION NORTHEAST FRONTIER RAILWAY PACKAGE
2
SILCHAR PROJECT

H.NO. 27

3RD FLOOR
WARD NO. 25
T.C. ROAD
SILCHAR
ASSAM
PIN- 788003

4:THE CIRCLE OFFICER

NILAMBAZAR REVENUE CIRCLE

NILAMBAZAR
SRIBHUMI

5:IRCON INTERNATIONAL LIMITED
REPRESENTED BY THE ASSISTANT GENERAL MANAGER
PROJECT OFFICE
RAILWAY ELECTRIFICATION NORTHEAST FRONTIER RAILWAY PACKAGE
2
SILCHAR PROJECT

H.NO. 27
3RD FLOOR
WARD NO. 25
T.C. ROAD

SILCHAR
ASSAM
PIN- 78800

For the Petitioner(s) : Mr. A.B.T. Haque, Advocate
For the Respondent(s) : Mr. K. Gogoi, CGC
Mr. H. Sarma, Addl. Sr. Govt. Advocate

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 31.03.2026

Heard Mr. A.B.T. Haque, the learned counsel appearing on behalf of the petitioner. Mr. H. Sarma, the learned Additional Senior Government Advocate appears on behalf of the respondent Nos. 1, 2 and 4 and Mr. K. Gogoi, the learned Additional Senior Government Advocate appears on behalf of the respondent No. 3.

2. The petitioner herein has approached this Court apprehending that the respondent No. 5 may erect a 132 KV transmission line and tower over the petitioner's land and no payment of compensation would be made.

3. This Court specifically enquired with the learned counsel appearing on behalf of the petitioner as to whether the petitioner had submitted any representation to the respondent No. 5.

4. The learned counsel for the petitioner with all fairness, submitted that no such steps in that regard have been taken.

5. Apart from that, this Court finds the instant writ petition to be premature, considering that no steps as of now have been taken in respect to the petitioner's land. In that view of the matter, the instant writ petition stands closed as premature.

6. However, the petitioner shall be at liberty to approach this Court in the circumstance no compensation is paid pursuant to the erection of any transmission line by the respondents over the petitioner's land.

JUDGE