

GAHC010097502026



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

**Case No. : I.A.(Civil)/1646/2026**  
**in**  
**WA 90/2025**

TASSO ALLOYS PRIVATE LIMITED AND ANR  
347  
SANTOSH ROY ROAD  
BARISHA  
SAKHERBAZAR  
JAMES LONG SARANI  
KOLKATA -700008. THROUGH ITS AUTHORISED REPRESENTATIVE MR.  
AJAHAR UDDIN  
AGED ABOUT 30 YEARS SON OF ABDUL MANNAN  
RESIDENT OF RUPAHI TOWN  
SAMAGURI  
DISTRICT NAGAON  
ASSAM - 782125.

2: MR AJAHAR UDDIN  
AUTHORIZED REPRESENTATIVE OF APPLICANT NO. 1 AGED ABOUT 30  
YEARS  
SON OF ABDUL MANNAN  
RESIDENT OF RUPAHI TOWN  
SAMAGURI  
DISTRICT NAGAON  
ASSAM - 782125.  
VERSUS

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  
2ND FLOOR  
INDIRA BHAWAN  
CIVIL LINES  
NAGPUR  
MAHARASHTRA 440001

3:REGIONAL CONTROLLER OF MINES

BHUBANESWAR GUWAHATI REGIONAL OFFICE  
HOUSE NO. 216  
3RD FLOOR ABOVE IDBI BANK CHANDMARI  
POST-BAMUNIMAIDAN  
DISTKAMRUPM  
GUWAHATI ASSAM781021.

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.

5:MINISTRY OF ENVIRONMENT  
FOREST AND CLIMATE CHANGE  
THROUGH SECRETARY  
INDIRA PARYAVARAN BHAWAN  
JORBAGH ROAD  
NEW DELHI110 003-110 003. PROPOSED RESPONDENT

6:THE STATE LEVEL ENVIRONMENT IMPACT ASSESSMENT AUTHORITY  
(SEIAA)

ARUNACHAL PRADESH  
THROUGH THE CHAIRMAN  
DEPARTMENT OF ENVIRONMENT AND FORESTS  
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS  
PCCF OFFICE COMPLEX  
ITANAGAR  
P. SECTOR  
ARUNACHAL PRADESH  
PIN-791111. PROPOSED RESPONDENT  
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Advocate for : MR R SENSUA  
Advocate for : DY.S.G.I. appearing for THE UNION OF INDIA

**BEFORE**

**HONOURABLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR  
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

**ORDER**

**09-06-2026**

(Arun Dev Choudhury,J)

1. Heard Mr.P. Goswami, learned Senior counsel assisted by Mr. R. Sensua, learned counsel, for the applicants and Mr. U. Goswami, learned Dy. Solicitor General of India (Dy.SGI) for the opposite parties/respondents.
2. The present application has been filed by the applicants/appellants, seeking impleadment of **the Ministry of Environment, Forest and Climate Change (MoEF&CC, in short), through its Secretary** as the respondent/opposite party No. 5 as well as **the State Environment Impact Assessment Authority, (SEIAA, in short) Arunachal Pradesh through its Member Secretary** as the respondent/opposite party No. 6 in the connected WA No. 90/2025 and permission to carry out consequential amendments in the memo of parties.
3. The background facts of the present litigation are in a narrow compass.
4. The Mining Plan for the Dodeserum Graphite Deposit of the applicant No.1 was revoked on 07.01.2022, which was challenged in WP(C) No. 1857/2022. During the pendency of the said writ petition, the learned Single Judge of this Court had stayed the operation of the revocation

order. Thereafter, SEIAA issued the Terms of Reference on 14.07.2022 for a detailed EIA study in respect of the project.

5. By the Judgment and Order dated 17.02.2025, the order of revocation however was upheld.
6. The applicants/appellants challenged the aforesaid judgment and order in the connected appeal and on 21.03.2025, the Co-ordinate Bench directed that no third-party rights shall be created by the State of Arunachal Pradesh in respect of the subject mineral blocks pending the appeal.
7. The Terms of Reference dated 14.07.2022, will expire on 14.07.2026.
8. Contending that since the MoEF&CC is the statutory authority charged with appraisal and grant of Environmental Clearance for the project under the EIA Notification, 2006, it is now necessary to implead the **MoEF&CC** and the **SEIAA** as the respondent/opposite party Nos. 5 & 6 respectively, in the connected appeal.
9. Mr. U. Goswami, learned Dy. SGI and Mr. A. Chandran, learned Senior Government Advocate, Arunachal Pradesh have not objected to the prayer of the applicants/appellants and they submit that both of them shall represent the newly impleaded respondent/opposite party Nos. 5 & 6 respectively.
10. Having gone through the pleadings as well as the materials available on record and taking note of the peculiar facts and circumstances of the case, we are of the opinion that aforementioned entities, are required to be impleaded as the respondent/opposite party Nos. 5 & 6 in the connected appeal for its proper adjudication.

11. The applicants shall furnish a fresh memo of parties before the Registry. Accordingly, Registry shall do the needful.
12. With the aforesaid, this Interlocutory Application stands disposed off.

**JUDGE**

**CHIEF JUSTICE**

**Comparing Assistant**