

GAHC010178122023



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

Case No. : WP(C)/4746/2023

BITINISH SHIRA @ ABAGI SHIRA AND 6 ORS
W/O- DALDHAN MARAK,
RESIDENT OF VILLAGE- NAKMAKUNDI,
P.O.- DAMRA,
DISTRICT- GOALPARA, ASSAM.

2: SILVIA R. MARAK @ SILVIA MARAK
D/O- LATE RUSSELLINA R. MARAK

RESIDENT OF DAGLAPARA

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

3: LONDA MOMIN
W/O- LATE REPSON MARAK

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

4: PARDETHA MOMIN
W/O- KASTAM SANGMA

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

5: CHANDAN BARUAH
S/O- LATE MUKUL BARUAH

RESIDENT OF VILLAGE AND P.O.- DAMRA

DISTRICT- GOALPARA
ASSAM.

6: KESON SANGMA
HUSBAND OF LATE SOFIA SANGMA

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

7: DEOBALLA MOMIN @ DEOBANI MOMIN
W/O- LATE GRIMSEN MARAK

RESIDENT OF VILLAGE AND P.O.- DAMRA

DISTRICT- GOALPARA
ASSAM

VERSUS

THE UNION OF INDIA AND 4 ORS
TO BE REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF
INDIA,
DEPARTMENT OF ROAD, TRANSPORT AND HIGHWAYS,
NEW DELHI-1.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM

LAND REVENUE AND DISASTER MANAGEMENT DEPARTMENT

DISPUR
GUWAHATI-6.

3:THE DEPUTY COMMISSIONER
GOALPARA
P.O. AND DISTRICT- GOALPARA

ASSAM.

4:THE CHIEF ENGINEER
PWD
N.H. WORKS
ASSAM
CHANDMARI
GUWAHATI-3.

5:THE EXECUTIVE ENGINEER
PWD
GUWAHATI
N.H. DIVISION
GUWAHATI-1

Advocate for the Petitioner : MR. N HOQUE

Advocate for the Respondent : DY.S.G.I.

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

Date : 21/08/2023

Heard Mr. N. Hoque, learned counsel for the writ petitioners.

The petitioners are aggrieved due to non-payment of compensation for acquiring their plot of land for construction of the Highway.

I have perused the averments made in the writ petition.

Issue notice of motion returnable in four weeks.

Mr. H. Gupta, learned CGC, has appeared and accepted notice on behalf of the respondent no.1, Ms. N. Bordoloi, learned Standing Counsel, Revenue and Disaster Management Department, Assam, has accepted notice on behalf of the respondent no. 2 and Mr. H. Sarma, learned Additional Senior Government Advocate, Assam, has accepted notice on behalf of the respondent no. 3. Mr. B. Gogoi, learned Standing Counsel, Finance Department, Assam, has accepted notice on behalf of the

respondent nos. 4 and 5. As such, no formal notice is required to be sent in this case. However, extra copies of the writ petition, requisite in numbers, be furnished to the learned departmental counsel within three days from today, so as to enable them to obtain instruction, facilitating disposal of the writ petition at the stage of admission hearing.

Registry to list this case again by reflecting the names of all the learned departmental counsel in the cause list.

JUDGE

sukhamay

Comparing Assistant