

GAHC010234112024



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

**Case No. : Hill.Appeal/1/2024**

UNION OF INDIA AND 2 ORS.  
REPRESENTED BY THE GENERAL MANAGER, N.F. RAILWAY, MALIGAON,  
GUWAHATI 781011

2: THE CHIEF ENGINEER CON B.G.  
N.F. RAILWAY  
GUWAHATI.

3: THE DEPUTY CHIEF ENGINEER CON B.G.  
N.F. RAILWAY  
LUMDING  
NAGAO

VERSUS

THE STATE OF ASSAM AND 15 ORS.  
O BE REPRESENTED BY THE COMMISSIONER and SECY. TO THE GOVT.OF  
ASSAM, DEPTT. OF WPT AND B.C. DISPUR, GUWAHATI-6

2:JOYDEB PHONGLO  
G.B. OF MAHUR PHONGLO  
VILL. MAHUR PHONGLO  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

3:MONOJ LANGTHASA

G.B. OF N. WADRENGDISA  
VILL. N. WADRENGDISA  
P.O. WADRENGDISA  
P.S. MAIBANG  
DIST. DIMA HASAO

4:AJEN URANG  
G.B. OF SAMSERPUR  
VILL. SAMSERPUR  
P.O. DAUTUHAJA  
P.S. MAHUR  
DIST. DIMA HASAO

5:JATON BATHARI  
G.B. OF JORAI BATHARI  
VILL. JORAI BATHARI  
P.O. MAHUR  
P.S. MAHUR  
DIST. DIMA HASAO

6:LALTHANGTHOI HRANGKHOL  
G.B. OF DIYUNG HRANGKHOL  
VILL. DIYUNG HRANGKHOL  
P.O. HAFLONG  
P.S. HAFLONG  
DIST. DIMA HASAO

7:MAHAKANTA DIBRAGEDE  
B.G. OF PHAIDING  
VILL. PHAIDING  
P.O. DAUTUHAJA  
P.S. MAHUR  
DIST. DIMA HASAO

8:SOIJANON LANGTHASA

G.B. OF N. SOBOJAI  
VILL. N.SOBOJAI  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

9:PRODON KEMPRAI

G.B. OF SOBOJAN OLD  
VILL. SOBOJAI OLD  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

10:SATYALAL THAOSEN  
G.B. OF N. DILAOTGHAI  
VILL.N. DILAOTHAI  
DIST. DIMA HASAO

11:ROTEN THAOSEN

G.B. OF DILIMPUR  
VILL. DILIMPUR  
P.O. MANDERDISA  
P.S. LANGTING  
DIST. DIMA HASAO

12:JONHAM JOHORI

G.B. OF DIDUKI-I  
VILL. DIDUKI-I  
P.O. DAUTUHAJA  
P.S. MAIBANG  
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13:NIRONJAN KEMPRAI

G.B. OF DIDUKI-II  
VILL. DIDUKI-II  
P.O. DAUTUHAJA  
P.S. MAIBANG  
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14:BIPUL LANGTHASA

G.B. OF N. SIMPLANGDISA  
VILL. N. SIMPLANGDISA  
P.O. MAIBANG  
P.S. MAIBANG  
DIST. DIMA HASAO.

15:HAICHUMBE ZEME

G.B. OF NRISAMBANGLOW  
VILL. NRIAMBANGLOW  
P.O. MAHUR  
DIST. DIMA HASAO

16:AFFECTED PEOPLES CO-ORDINATION COMMITTEE  
RENAMED AS AFFECTED PEOPLES REHABILITATION COMMITTEE  
REGISTERED BODY REPRESENTED BY ITS PRESIDENT SHRI PROBON  
LANGTHASA  
CONVENT ROAD  
HAFLONG  
DIMA HASAO DIST

**Advocate for the Petitioner** : DR. B N GOGOI, MS. R BEGOM

**Advocate for the Respondent** : GA, ASSAM, FOR CAVEATOR, MS. J KALITA, MR. R DHAR, MR

D C K HAZARIKA

Linked Case : I.A.(Civil)/2275/2021

JOYDEB PHONGLO AND 13 ORS  
G.B. OF MAHUR PHONGLO  
VILL. MAHUR PHONGLO  
P.O. DAUTUHAJA  
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VILL. JORAI BATHARI  
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DIST. DIMA HASAO

9: SATYALAL THAOSEN

G.B. OF N. DILAOTGHAI  
VILL. N. DILAOTHAI  
DIST. DIMA HASAO.

10: ROTEN THAOSEN

G.B. OF DILIMPUR  
VILL. DILIMPUR  
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VILL. NRIAMBANGLOW  
P.O. MAHUR  
DIST. DIMA HASAO.  
VERSUS

THE UNION OF INDIA AND 2 ORS.  
REPRESENTED BY THE GENERAL MANAGER (CONSTRUCTION) N. F.  
RAILWAY MALIGAON  
GUWAHATI 781011

2:THE CHIEF ENGINEER CON.  
B.G. NORTH EAST FRONTIER RAILWAY MALIGAON  
GUWAHATI 781011

3:THE DEPUTY CHIEF ENGINEER  
(CON)  
B.G. NORTH EAST FRONTIER RAILWAY  
LUMDING

-----  
Advocate for : MR D C K HAZARIKA  
Advocate for : MR G GOSWAMI appearing for THE UNION OF INDIA AND 2 ORS.

Linked Case : I.A.(Civil)/4269/2017

UNION OF INDIA and 2 ORS

REPRESENTED BY THE GENERAL MANAGER  
N.F. RAILWAY  
MALIGAON  
GUWAHATI 781011

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N.F. RAILWAY  
GUWAHATI.

3: THE DEPUTY CHIEF ENGINEER CON B.G.  
N.F. RAILWAY

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VILL. DIDUKI-I  
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DIST. DIMA HASAO

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VILL. NRIAMBANGLOW  
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6:AFFECTED PEOPLES CO-ORDINATION COMMITTEE  
RENAMED AS AFFECTED PEOPLES REHABILITATION COMMITTEE  
REGISTERED BODY REPRESENTED BY ITS PRESIDENT SHRI PROBON  
LANGTHASA  
CONVENT ROAD  
HAFLONG  
DIMA HASAO DIST.

7:JOYDEB PHONGLO

G.B. OF MAHUR PHONGLO  
VILL. MAHUR PHONGLO  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

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VILL. N. WADRENGDISA  
P.O. WADRENGDISA  
P.S. MAIBANG  
DIST. DIMA HASAO

9:AJEN URANG  
G.B. OF SAMSERPUR  
VILL. SAMSERPUR  
P.O. DAUTUHAJA  
P.S. MAHUR  
DIST. DIMA HASAO

10:JATON BATHARI  
G.B. OF JORAI BATHARI  
VILL. JORAI BATHARI  
P.O. MAHUR  
P.S. MAHUR  
DIST. DIMA HASAO

11:LALTHANGTHOI HRANGKHOL  
G.B. OF DIYUNG HRANGKHOL  
VILL. DIYUNG HRANGKHOL  
P.O. HAFLONG  
P.S. HAFLONG  
DIST. DIMA HASAO

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B.G. OF PHAIDING  
VILL. PHAIDING  
P.O. DAUTUHAJA  
P.S. MAHUR  
DIST. DIMA HASAO

13:SOIJANON LANGTHASA

G.B. OF N. SOBOJAI  
VILL. N.SOBOJAI  
P.O. DAUTUHAJA  
P.S. MAIBANG

DIST. DIMA HASAO

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G.B. OF N. DILAOTGHAI  
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16:ROTEN THAOSEN

G.B. OF DILIMPUR  
VILL. DILIMPUR  
P.O. MANDERDISA  
P.S. LANGTING  
DIST. DIMA HASAO

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Advocate for : MS.R BEGOM  
Advocate for : MR.D C K HAZARIKA appearing for THE STATE OF ASSAM and 15  
ORS

Linked Case : I.A.(Civil)/4089/2018

AFFECTED PEOPLES CO-ORDINATION COMMITTEE OF N.C. HILLS  
REP. BY ITS PRESIDENT- SRI PROBON LANGTHASA  
CONVENT ROAD  
HAFLONG  
DIMA HASAO DISTRICT  
PIN- 788819

VERSUS

THE UNION OF INDIA AND 2 ORS  
REP. BY THE GENERAL MANAGER  
N.F. RAILWAY  
MALIGAON  
GUWAHATI- 781011

2:THE CHIEF ENGINEER (CON. B.G.)

N.F. RAILWAY  
GUWAHATI

3:THE DEPUTY CHIEF ENGINEER (CON. B.G.)

N.F. RAILWAY  
LUMDING  
NAGAON

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Advocate for : MR D C K HAZARIKA  
Advocate for : MR A DASGUPTA appearing for THE UNION OF INDIA AND 2 ORS

Linked Case : CRP(IO)/112/2021

THE UNION OF INDIA AND 2 ORS.  
REPRESENTED BY THE GENERAL MANAGER (CONSTRUCTION) NORTH  
EAST FRONTIER RAILWAY MALIGAON  
GUWAHATI 781011

2: THE CHIEF ENGINEER CON.  
B.G. NORTH EAST FRONTIER RAILWAY MALIGAON  
GUWAHATI 781011

3: THE DEPUTY CHIEF ENGINEER  
(CON)  
B.G. NORTH EAST FRONTIER RAILWAY  
LUMDING  
VERSUS

JOYDEEP PHONGLO AND 13 ORS.  
G.B. OF MAHUR PHONGLO  
VILL. MAHUR PHONGLO  
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VILL. N SOBOJAI  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

8:PRODON KEMPRAI  
  
G.B. OF SOBOJAN OLD  
VILL. SOBOJAI OLD  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

9:SATYALAL THAOSEN  
  
G.B. OF N. DILAOTGHAI  
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VILL. DILIMPUR  
P.O. MANDERDISA  
P.S. LANGTING  
DIST. DIMA HASAO.

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VILL. DIDUKI-I  
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DIST. DIMA HASAO.

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VILL. DIDUKI-II  
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DIST. DIMA HASAO

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P.O. MAHUR  
DIST. DIMA HASAO.

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Advocate for : MR A DASGUPTA  
Advocate for : MR R DHAR appearing for JOYDEEP PHONGLO AND 13 ORS.

Linked Case : I.A.(Civil)/3598/2022

JOYDEB PHONGLO AND 13 ORS.  
G.B. OF MAHUR PHONGLO  
VILL. MAHUR PHONGLO

P.O. DAUTUHAJA  
P.S. MAIBANG  
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VILL. N. WADRENGDISA  
P.O. WADRENGDISA  
P.S. MAIBANG  
DIST. DIMA HASAO

3: SRI DILIP BHOMIZE

G.B. OF SAMSERPUR  
VILL. SAMSERPUR  
P.O. DAUTUHAJA  
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G.B. JORAI BATHARI  
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DIST. DIMA HASAO.

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G.B. OF DIYUNG HRANGKHOL  
VILL. DIYUNG HRANGKHOL  
P.O. HAFLONG  
P.S. HAFLONG  
DIST. DIMA HASAO

6: SHRI DIJON DIBRAGEDE  
G.B. OF PHAIDING  
VILL. PHAIDING  
P.O. DAUTUHAJA  
P.S. MAHUR  
DIST. DIMA HASAO.

7: PHAISARON NAIDING  
G.B. OF N. SOBOJAI  
VILL. N SOBOJAI  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

8: LOBOSN KEMPRAI

G.B. OF SOBOJAN OLD  
VILL. SOBOJAI OLD  
P.O. DAUTUHAJA  
P.S. MAIBANG  
DIST. DIMA HASAO

9: SATYALAL THAOSEN

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DIST. DIMA HASAO.

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G.B. OF DILIMPUR  
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LUMDING

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Advocate for : MR D C K HAZARIKA  
Advocate for : SC  
NF RLY appearing for UNION OF INDIA and 2 ORS

Linked Case : I.A.(Civil)/4027/2018

JOYDEB PHONGLO AND 13 ORS.  
G.B. OF MAHUR PHONGLO  
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G.B. OF N. SIMPLANGDISA  
VILL. N. SIMPLANGDISA  
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3:THE DEPUTY CHIEF ENGINEER (CON. B.G.)

N.F. RAILWAY  
LUMDING  
NAGAON

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Advocate for : MR D C K HAZARIKA  
Advocate for : SC  
RAILWAY appearing for THE UNION OF INDIA AND 2 ORS.

**BEFORE**  
**HONOURABLE MR. JUSTICE LANUSUNGKUM JAMIR**  
**HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER**

**ORDER**

Date : **20.02.2025**

On request made by Dr. B. N. Gogoi, learned counsel for the appellants, list the matter on 06.03.2025.

**JUDGE**

**JUDGE**

**Comparing Assistant**