

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
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8:SOIJANON LANGTHASA

G.B. OF N. SOBOJAI
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9:PRODON KEMPRAI

G.B. OF SOBOJAN OLD
VILL. SOBOJAI OLD
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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
DIST. DIMA HASAO

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 : 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. NRIAMBANGLOW
P.O. MAHUR
DIST. DIMA HASAO.

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

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

JOYDEB PHONGLO AND 13 ORS
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VERSUS

THE UNION OF INDIA AND 2 ORS.
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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.

BEFORE
HONOURABLE MR. JUSTICE MICHAEL ZOTHANKHUMA
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI

ORDER

30.01.2026

(M. Zothankhuma, J)

Heard Mr. A Dasgupta, learned Senior counsel assisted by Dr. B N Gogoi, learned counsel for the appellants. Also heard Mr. A Banerjee, learned counsel for the respondent No. 1 and Mr. D C K Hazarika, learned counsel for the respondent Nos. 2 to 14.

As per paragraph-6 of the order dated 14.07.2025, Registry was to prepare the paper book which should include the evidence, earlier evidence in the form of affidavit and documentary evidence, the order-sheets including the order dated 10.12.2013 passed in title suit No. 6/2005. However, Office Note dated 13.08.2023 (which has been wrongly mentioned and should have been 13.08.2025) states that all the relevant documents mentioned in the Court order dated 14.07.2025 have not been received.

Registry to call for the remaining documents in terms of the order dated 14.07.2025.

List on **25.02.2026**.

JUDGE

JUDGE

Comparing Assistant