

GAHC010262402024



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

Case No. : WP(C)/6782/2024

HARSING ENGTI AND 5 ORS.

S/O- LATE HABE ENGTI, R/O- VILL.- CHIRIMTHEPI, P.O. AND P.O.
JIRIKINDENG, DIST. WEST KARBI ANGLONG, ASSAM, PIN- 782448.

2: SONDR0 MILLICK
S/O- JAISING MILLICK
R/O- VILL.- CHIRIMTHEPI
P.O. AND P.O. JIRIKINDENG
DIST. WEST KARBI ANGLONG
ASSAM
PIN- 782448.

3: LOVISH TERANG
S/O- LATE HEMARI TERANG
R/O- 25
MUTHADE (B)
DONKA
P.O. AND P.O. JIRIKIDENG
DIST. WEST KARBI ANGLONG
ASSAMN
PIPN- 782448.

4: SAMUEL MILLICK
S/O- LATE PANG EH MILLICK
R/O- VILL.- RONGTERME
P.O. AND P.O. JIRIKINDENG
DIST. WEST KARBI ANGLONG
ASSAM
PIN- 782448.

5: ABERINOUSH RONGHANG
(LEGAL HEIR)
S/O- LATE LOVELY RONGHANG @ LOVELY
R/O- BENJAMIN MILLICK GAON

P.O. AND P.S. DIPHU
DIST. WEST KARBI ANGLONG
ASSAM
PIN- 782460.

6: MANASE HANSE @ MANASEH HANSE
S/O- LATE JOHAN HANSE
R/O- VILL.- ARLONGPHARIA (TARHAVI)
P.O. AND P.S. DIYUNG MUKH
DIST. DIMA HASAO
ASSAM
PIN- 788819

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, POWER DEPARTMENT, SECRETARIAT, DISPUR, ASSAM, PIN-
781006.

2: THE KARBI ANGLONG AUTONOMOUS COUNCIL
REPRESENTED BY THE PRINCIPAL SECRETARY
KAAC
DIPHU
KARBI ANGLONG
ASSAM
PIN- 782460.

3: THE ASSAM POWER GENERATION CORPORATION LTD.

(APGCL)
REPRESENTED BY THE CHAIRMAN APGCL
BIJULEE BHAWAN
PALTANBAZAR
KAMRUP(M)
GUWAHATI
ASSAM
PIN- 781001.

4: THE PROJECT DIRECTOR (PMU)
PROJECT MANAGEMENT UNIT
LOWER KOPILI H.E. PROJECT
APGCL
BIJULEE BHAWAN
PALTANBAZAR
KAMRUP(M)
GUWAHATI
ASSAM

PIN- 781001.

5:THE JOINT SECRETARY (R)
REVENUE DEPARTMENT
KARBI ANGLONG AUTONOMOUS COUNCIL
P.O. AND P.O. DIPHU
KARBI ANGLONG
ASSAM
PIN- 782460.

6:THE ASSISTANT REVENUE OFFICER
DONKA CIRCLE
REVENUE DEPARTMENT
KARBI ANGLONG AUTONOMOUS COUNCIL
P.S. AND P.O. DONKAMUKAM
WEST KARBI ANGLONG
ASSAM
PIN- 782485

Advocate for the Petitioner : MR. M SARANIA, MR. A I KATHAR,MR. P P GOGOI,MR A SARANIA

Advocate for the Respondent : SC, REVENUE, SC, K A A C,SC, APGCL

BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA

ORDER

06.01.2025

Heard Mr. M. Sarania, learned Senior Counsel assisted by Mr. P.P. Gogoi, learned counsel for the petitioner. Also heard Ms. S. Terangpi, learned Standing Counsel, KAAC for the respondent nos. 2, 5 & 6 and Mr. H.R. Das, learned counsel appearing on behalf of Mr. D. Nath, learned Senior Government Advocate, Assam for the respondent nos. 1, 3 & 4.

The claims of the petitioner before this Court is that adequate

compensation had not been paid by the respondent authorities in respect of the land of the petitioner acquired by the respondent no.3 for construction of Lower Kopili Hydroelectric Project. He submits that there is no dispute that the land of the petitioner has been acquired and no steps have been taken towards the grant of compensation to the petitioner as required under the provisions of law.

Having heard learned counsel for the parties, let Notice be issued, returnable by 4 (four) weeks.

Since all the respondents are represented by their respective counsel, notices are waived. However, extra copies be furnished within 2 (two) weeks from today.

The respondents may file their counter affidavit, if so advised, in the meantime.

List the matter after 4 (four) weeks.

JUDGE

Comparing Assistant