

GAHC020000602025



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

Case No. : WP(C)/20/2025

SHRI SHOKASHE
S/O LATE GHUVISHE, R/O ASUKHOMI VILLAGE,
ZUNHEBOTO NAGALAND

VERSUS

STATE OF NAGALAND AND 4 ORS
REPRESENTED BY THE CHIEF SECRETARY, GOVT. OF NAGALAND,
NAGALAND KOHIMA

2:THE DEPUTY COMMISSIONER
ZUNHEBOTO NAGALAND

3:DISTRICT HEAD DOBASHI
ZUNHEBOTO NAGALAND

4:SHRI SHILUHO CHOPHI
S/O LATE LUKISHI CHOPHI
R/O OLD TOWN COLONY
ZUNHEBOTO NAGALAND

5:SHRI NIKHEVI L SWU
S/O LATE LHOZHEVI SEMA
R/O SHOTOMI VILLAGE
ZUNHEBOTO
NAGALAN

Advocate for the Petitioner : P. B. PAUL, PFOSEKHO PFOTTE,MEDO
VERO,CHUBANUNGKUM

Advocate for the Respondent : GOVT ADV NL,

**BEFORE
HON'BLE MR. JUSTICE KAKHETO SEMA**

ORDER

Date : 24-02-2025

Heard Mr. Pfosekho, learned counsel for the petitioner.

The present petition has been filed impugning the settlement order dated 03.09.2024 passed by the District Head Dobashi, Zunheboto, Nagaland in Jud/24 Case No. 09 deciding the land dispute between the petitioner and the respondent No.4.

It is the case of the petitioner that the respondent No. 4 has encroached the land of the petitioner by digging a nalla and therefore, the Dobashi Court could not have been passed the settlement order declaring the nalla as the boundary between the petitioner and the respondent No.4.

Issue notice to the sole respondent returnable within 4(four) weeks.

Mr. Moa Imchen, learned Sr. Government Advocate accepts notice on behalf of the respondent No.1, 2 & 3, therefore, no formal notice need be issued. The learned counsel for the petitioner shall however serve the requisite copies of the writ petition to the learned Sr. Govt. Advocate within a period of 3 days from today.

Insofar as the respondent No. 4 & 5 are concerned, the learned counsel for the petitioner shall take steps for service of notice upon the said respondents by registered post with AD within a period of 3 days from today.

In the interim, considering the submission made by the learned counsel for the petitioner and the facts and circumstances of the case as projected in the writ petition, the settlement order dated 03.09.2024 passed by the District Head Dobashi, Zunheboto, Nagaland, in Jud/24 Case No. 09 shall remain suspended till the next returnable date.

Sd/-

JUDGE

Comparing Assistant