

GAHC020001172026



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

Case No. : I.A.(Civil)/28/2026

LATE KAOHAI REPRESENTED BY LEGAL REPRESENTATIVE SMTI.
TONGPHE
PANGSHA OLD VILLAGE, NOKLAK DISTRICT, NAGALAND

VERSUS

STATE OF NAGALAND AND 8 ORS
THROUGH THE CHIEF SECRETARY

2:COMMISSIONER AND SECY
KOHIMA

3:THE FINANCE COMMISSIONER
KOHIMA
NAGALAND

4:THE COMMISSIONER AND SECRETARY
WORKS AND HOUSING
KOHIMA

5:THE ENGINEER-IN-CHIEF
NAGALAND
KOHIMA

6:THE CHIEF ENGINEER
NAGALAND
KOHIMA

7:THE EXECUTIVE ENGINEER
NAGALAND
KOHIMA

8:THE TREASURY OFFICER
NAGALAND
TUENSANG

9:THE ACCOUNTANT GENERAL
KOHIM

Advocate for the Petitioner : OBANGNENLA LONGCHAR,

Advocate for the Respondent : ,

Linked Case : WA/49/2025

STATE OF NAGALAND AND 8 ORS
THROUGH THE CHIEF SECRETARY TO TH GOVT. OF NAGALAND
NAGALAND KOHIMA

2: THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF NAGALAND
P AND AR DEPARTMENT
NAGALAND KOHIMA

3: THE FINANCE COMMISSIONER
TO THE GOVT. OF NAGALAND
NAGALAND KOHIMA

4: THE COMMISSIONER AND SECRETARY
GOVT. OF NAGALAND
WORKS AND HOUSING DEPT. NAGALAND KOHIMA

5: THE ENGINEER-IN-CHIEF
NPWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

6: THE CHIEF ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

7: THE EXECUTIVE ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

8: THE TREASURY OFFICER
TUENSANG
NAGALAND

9: THE ACCOUNTANT GENERAL
NAGALAND KOHIMA
VERSUS

SHRI KAOHAI
PIMA NO. PWD06173
SON OF PEHEN
PANGSHA OLD VILLAGE
NOKLAK DISTRICT
NAGALAND

Advocate for : V. ZHIMOMI
Advocate for : appearing for SHRI KAOHAI

Linked Case : I.A.(Civil)/251/2025

STATE OF NAGALAND AND 8 ORS
THROUGH THE CHIEF SECRETARY TO TH GOVT. OF NAGALAND
NAGALAND KOHIMA

2: THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF NAGALAND
P AND AR DEPARTMENT
NAGALAND KOHIMA

3: THE FINANCE COMMISSIONER
TO THE GOVT. OF NAGALAND
NAGALAND KOHIMA

4: THE COMMISSIONER AND SECRETARY
GOVT. OF NAGALAND
WORKS AND HOUSING DEPT. NAGALAND KOHIMA

5: THE ENGINEER-IN-CHIEF
NPWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

6: THE CHIEF ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

7: THE EXECUTIVE ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

8: THE TREASURY OFFICER
TUENSANG
NAGALAND

9: THE ACCOUNTANT GENERAL
NAGALAND KOHIMA
VERSUS

SHRI KAOHAI
PIMA NO. PWD06173
SON OF PEHEN
PANGSHA OLD VILLAGE
NOKLAK DISTRICT
NAGALAND

Advocate for : V. ZHIMOMI
Advocate for : appearing for SHRI KAOHAI

Linked Case : I.A.(Civil)/252/2025

STATE OF NAGALAND AND 8 ORS
THROUGH THE CHIEF SECRETARY TO TH GOVT. OF NAGALAND
NAGALAND KOHIMA

2: THE COMMISSIONER AND SECRETARY
TO THE GOVT. OF NAGALAND
P AND AR DEPARTMENT
NAGALAND KOHIMA

3: THE FINANCE COMMISSIONER
TO THE GOVT. OF NAGALAND
NAGALAND KOHIMA

4: THE COMMISSIONER AND SECRETARY
GOVT. OF NAGALAND
WORKS AND HOUSING DEPT. NAGALAND KOHIMA

5: THE ENGINEER-IN-CHIEF
NPWD (ROADS AND BRIDGES)

NAGALAND KOHIMA

6: THE CHIEF ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

7: THE EXECUTIVE ENGINEER
PWD (ROADS AND BRIDGES)
NAGALAND KOHIMA

8: THE TREASURY OFFICER
TUENSANG
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NAGALAND KOHIMA
VERSUS

SHRI KAOHAI
PIMA NO. PWD06173
SON OF PEHEN
PANGSHA OLD VILLAGE
NOKLAK DISTRICT
NAGALAND

Advocate for : GOVT ADV NL
Advocate for : appearing for SHRI KAOHAI

BEFORE
HONBLE MR JUSTICE KARDAK ETE
HON'BLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

11.03.2026
(Y. Longkumer, J)

The instant application has been filed by the wife of Late Kaohai, who is the respondent in I.A.(C)/251/2025 and I.A.(Civil)/252/2025 arising out of WA/49/2025.

2. Heard learned counsel for the applicant, Ms. Obangnenla Longchar.

4. It is submitted by the learned counsel that the instant application is being filed for representation of the respondent, Late Kaohai, through his legal heir, Smti. Tongphe, who is the wife of Late Kaohai, respondent, in I.A.(C)/251/2025, I.A.(Civil)/252/2025 and WA/49/2025.

5. It is stated that the respondent, Late Kaohai had filed WP(C)/145/2024 praying for pension and retirement benefits; however, during the pendency of the writ petition, the respondent/petitioner expired on 29.12.2024, leaving behind his legal heirs, including his wife, who is the present applicant.

6. It is stated that the respondent's counsel was intimated about the demise of the respondent, Late Kaohai only after the disposal of the WP(C)/145/2024, by Order dated 21.01.2025. Accordingly, the applicant has obtained the Succession Certificate bearing Succession Case No. 39/2025 from the Principal District Judge Tuensang, Nagaland. It is also stated that the notice of the Order of this Court in WP(C)/145/2024 was served to all the opposite parties/appellants on 15.04.2025, along with the Death Certificate, dated 29.12.2024, of the late petitioner/respondent and the Succession Certificate obtained by the applicant.

7. It is, therefore, prayed that the application may be allowed and the respondent, Late Kaohai may be allowed to be represented by his wife, Legal heir, Smti. Tongphe in I.A.(C)/251/2025, I.A.(Civil)/252/2025 and WA/49/2025.

8. We have gone through the pleadings and the connected documents which are annexed and accordingly, the present application is allowed. The late respondent is allowed to be represented by his legal heir/wife, Smti. Tongphe in all the applications and the writ appeal as prayed for.

JUDGE

JUDGE

Comparing Assistant