

GAHC030007182025



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

**Case No. : WP(C)/132/2025**

Sh. R. Lalroliana  
S/o R. Lalmangaiha  
R/o Mualkhang,  
Kolasib District, Mizoram

VERSUS

The State of Mizoram and 5 Ors.  
r/b the Chief Secretary to the Govt. of Mizoram

2:The Secretary  
Land Revenue and Settlement Department  
Govt. of Mizoram

3:The Additional Deputy Commissioner (CALA)  
Kolasib District  
Mizoram

4:Union of India r/b the Secretary to the Ministry of Road Transport and Highways  
Govt. of India  
Transport Bhawan  
1 Parliament Street  
New Delhi-110001

5:National Highways and Infrastructure Development Corporation Limited  
(NHIDCL)  
r/b Managing Director (Projects)  
3rd Floor  
PTI Building  
4 Parliament Street  
New Delhi-110001

6:The General Manager (Projects)  
NHIDCL

having its Regional Office  
at 3rd floor  
T-86  
Tuikhuahtlang  
Aizawl  
Mizora

**Advocate for the Petitioner** : Mr Nei Chunga Darlong

**Advocate for the Respondent** : Addl. AG/GA, Mizoram for R 1&2

**BEFORE  
HONOURABLE MR. JUSTICE ROBIN PHUKAN  
ORDER**

**30.10.2025**

Heard Mr. P.C. Lalthangmawia, learned counsel for the petitioner; Ms. Vanneihsiami, learned counsel for the respondent Nos. 1 & 2; Ms. Zairemsangpuii, learned counsel for the respondent No. 4; and Mr. S. Vanialhriate, learned counsel for the respondent Nos. 5 & 6.

**2.** The petitioners herein are aggrieved for illegal deduction of 15% of the compensation amount, granted for acquiring their land, by applying Section 47(4) of the Mizoram (Land Revenue) Rules, 2013, in connection with building (widening/four-laning, etc.), maintenance, management and operation of NH6 in stretch of land from km. 138.55 to km. 141 (Project Veng, Kolasib District HQ) in the district of Kolasib.

**3.** The learned counsel for the petitioners submits that the land of the petitioners were acquired by the Government under the National Highway Act, 1956, but while making payment for compensation to the petitioners, the respondent authorities have deducted 15% of the compensation amount by

applying 47(4) of the Mizoram (Land Revenue) Rules, 2013. But, in the National Highway Act, 1956, there is no provision for deduction of compensation amount and as such, the action of the respondent authorities is illegal and arbitrary and therefore, it is contended to interfere with the same.

**4.** The submission of learned counsel for the petitioner needs further consideration.

**5.** At this stage let notice be issued to the respondent No. 3, within a week from today, by registered post with A/D as well as by usual process and returnable in two weeks. Since other respondents have duly been represented by their standing counsel, no formal notice is required to be issued. However, extra requisite copy of the petition be furnished to them during the course of the day.

**6.** List the matter after 2 (two) weeks.

**7.** In the meantime, learned counsel for the respondent Nos. 1, 2, 4 & 5 shall obtain necessary instructions and apprise this Court on the next date.

**Comparing Assistant**

**JUDGE**