

GAHC040000612026



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

Case No. : WA/10/2026

P T Tana and 19 Ors

Son of Late Tana Tem, resident of Model Village, PO Naharlagun, Papum Pare District, Arunachal Pradesh. 2: Taba Ama

Age:

Occupation :

Son of Late Taba Kamin

resident of Bage Tinali

PO Nirjuli

Papum Pare District

Arunachal Pradesh.

3: Gora Lotak

Age:

Occupation :

Son of Late Gora Tamar

resident of 6 Kilo Meter

Itanagar

PO Itanagar

Papum Pare District

Arunachal Pradesh.

4: Khyoda Apik

Age:

Occupation :

Son of Shri Khyoda Talam

resident of Papu Nallah

PO Naharlagun

Papum Pare District

Arunachal Pradesh.

5: Nabum Philip

Age:

Occupation :

Son of Late Nabum Duli
resident of Lekhi Village
PO Nirjuli
Papum Pare District
Arunachal Pradesh.

6: Nabum Tada

Age:

Occupation :

Son of Late nabum Duli
resident of Lekhi Village
PO Nirjuli
Papum Pare District
Arunachal Pradesh.

7: Tasen Ngomle

Age:

Occupation :

Son of Late Tajum Ngomle
resident of A Sector
Itanagar
PO Itanagar
Papum Pare District
Arunachal Pradesh.

8: Gichik Tatang

Age:

Occupation :

Son of Shri Gichik Tagam
resident of Pappu Nallah
PO Naharlagun
Papum Pare District
Arunachal Pradesh.

9: A K Loram

Age:

Occupation :

Son of Late Kipa Kachi
resident of Karsingsa
PO Banderdewa
Papum Pare District
Arunachal Pradesh.

10: Smti Yayam Kipa

Age:

Occupation :

Wife of Shri A K Loram
resident of Karsingsa

PO Banderdewa
Papum Pare District
Arunachal Pradesh.

11: Gamdak Ngomle
Age:
Occupation :
Son of Late Tagum Ngomle
resident of A Sector
Itanagar
PO Itanagar
Papum Pare District
Arunachal Pradesh.

12: Teli Tada Camdir
Age:
Occupation :
Son of Late Teli Hade
resident of Taing Tarang
Doimukh
PO Doimukh
Papum Pare District
Arunachal Pradesh.

13: Smti Nabum Mamu
Age:
Occupation :
Wife of Shri Nabum Philip
resident of Lekhi Village
PO Nirjuli
Papum Pare District
Arunachal Pradesh.

14: Tamuk Tagio
Age:
Occupation :
Son of Late Tamuk Take
resident of Papu Nallah
PO Naharlagun
Papum Pare District
Arunachal Pradesh.

15: Tamuk Tatup
Age:
Occupation :
Son of Late Tamuk Take
resident of Jully Road
Papu Nallah

PO Naharlagun
Papum Pare District
Arunachal Pradesh.

16: Smti Yapi Murtem
Age:
Occupation :
Wife of Shri Tamar Murtem
resident of Itanagar
PO Itanagar
Papum Pare District
Arunachal Pradesh.

17: Michi Tare
Age:
Occupation :
Son of Late Michi Dibo
resident of Itanagar
PO Itanagar
Papum Pare District
Arunachal Pradesh.

18: Biki Gangda
Age:
Occupation :
Son of Late Biki Teki
resident of Hill Top Nirjuli
PO Nirjuli
Papum Pare District
Arunachal Pradesh.

19: Smti Biki Yate
Age:
Occupation :
Wife of Shri Biki Gangda
resident of Hill Top Nirjuli
PO Nirjuli
Papum Pare District
Arunachal Pradesh.

20: Smti Tar Rita
Age:
Occupation :
Wife of Late Tar Serbi
resident of Hill Top Nirjuli
PO Nirjuli
Papum Pare District
Arunachal Pradesh

VERSUS

The State of AP and 4 Ors
represented by the Chief Secretary, Govt. of Arunachal Pradesh, Itanagar-791111

2: The Secretary

Age: 0

Occupation :

Land Management

Govt of Arunachal Pradesh 791111

3: The Deputy Commissioner

Age: 0

Occupation :

Capital Complex

Itanagar

Papum Pare District

Arunachal Pradesh

4: The Chief Engineer (Highway)

Age: 0

Occupation :

PWD

Western Zone

Govt of Arunachal Pradesh

Itanagar. 791111

5: The Union of India

Age: 0

Occupation :

represented by the Secretary

Ministry of Road Transport and Highway

Govt of India

Transport Bhawan

No.1

Parliament Street

New Delhi 1100

Advocate for the Petitioner : Subu Koyang, Mudang Doilyang, Ugin Puri

Advocate for the Respondent : GA (AP), SC(Highway), DSGI, Rintu Saikia, Marto Kato

BEFORE

HONOURABLE MRS. JUSTICE MARLI VANKUNG

HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER

ORDER

Date : **20.01.2026**
(*Marli V., J*)

On the disposal of the IA(C) No.22(AP)/2026, allowing the condonation application, heard Mr. S. Koyang, learned counsel for the appellants.

The learned counsel for the appellants submits that there are sufficient grounds for setting aside the Judgment and order of the learned Single Bench in WP(C) No. 245(AP)/2023 dated 19.11.2025 by submitting that learned Single Judge had erred in coming to the conclusion that in the case of the petitioners, there was no pending matter before any other authorities while referring to the Judgment of the Apex Court in the case of ***State of Arunachal Pradesh & Anr Vs. Mihin Laling & Ors.***

Admit the appeal.

Issue notice to the respondents.

Since, Mr. N. Ratan, learned Additional Advocate General accepts notice on behalf of respondents No.1, 2 and 3, Mr. R. Saikia, learned counsel accepts notice on behalf of respondent No.4 and Mr. N. Sora, learned counsel accepts notice on behalf of Mr. M. Kato, learned DSGI representing the respondent No.5, no need to issue formal notice. Requisite extra copies of the writ appeal be furnished to all the learned counsel for the respondents.

List the matter again after 3(three) weeks, during the 2nd week of March, 2026.

In the meantime, the learned counsel for the respondents to file their counter-affidavits, if so advised.

JUDGE

JUDGE

Comparing Assistant