

GAHC040000732026



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

Case No. : WA/15/2026

Toko Tallo and 8 Ors
Son of Late Toko Hong, Dem Village, PO Deed, Keyi Panyor District, Arunachal Pradesh 2: Neelam Yania

Age:

Occupation :

Wife of Late Neelam Tai

Dem Village

PO Deed

Keyi Panyor District

Arunachal Pradesh

3: Neelam Tado

Age:

Occupation :

Son of Late Neelam Tai

Dem Village

PO Deed

Keyi Panyor District

Arunachal Pradesh

4: Licha Sera

Age:

Occupation :

Son of late Licha Khokam

Dem Village

PO Deed

Keyi Panyor District

Arunachal Pradesh

5: Smti Neelam Menia

Age:

Occupation :

Wife of Late Neelam Tallam

Dem Village
PO Deed
Keyi Panyor District
Arunachal Pradesh

6: Smti Khoda Rina
Age:
Occupation :
Wife of Shri Khoda Pitor
Dem Village
PO Deed
Keyi Panyor District
Arunachal Pradesh

7: Likha Taj
Age:
Occupation :
Son of Late Likha Telyi
Dem Village
PO Deed
Keyi Panyor District
Arunachal Pradesh

8: Neelam Taka
Age:
Occupation :
Son of late Neelam Tayee
Dem Village
PO Deed
Keyi Panyor District
Arunachal Pradesh

9: Toko Tallam
Age:
Occupation :
Son of Late Toko Hong
Dem Village
PO Deed
Keyi Panyor District
Arunachal Pradesh

VERSUS

The State of AP and 5 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 :
Lower Subansiri District
Ziro
Arunachal Pradesh 791120

4:The Chief Engineer (Highway)
Age: 0
Occupation :
Western Zone
PWD
Itanagar
Arunachal Pradesh 791111

5:The Union of India
Age: 0
Occupation :
represented by the Secretary
Ministry of Road and Transport and Highway
Govt of India
Transport Bhawan
No. 1
Parliament Street
New Delhi 11001

6:The National Highway and Infrastructure Development Corporation Limited
Age: 0
Occupation :
represented by the Managing Director
3rd Floor
PTI Building
4-Parliament Street
New Delhi 11000

Advocate for the Petitioner : Subu Koyang, Tato Maying, 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.26(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. 207(AP)/2024 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