

GAHC040000742026



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

Case No. : IA(C)/27/2026

Biri Posi and 3 Ors
Son of Late Biri Nama, Village Talanriang, PO Palin, Kra Daadi District, Arunachal Pradesh. 2: Biri Kame

Age:

Occupation :

Son of Late Biri Niya

Village Talangriang

PO Palin

Kra Daadi District

Arunachal Pradesh.

3: Miss Biri Aku

Age:

Occupation :

Daughter of Sri Biri Posi

Village Talangriang

PO Palin

Kra Daadi District

Arunachal Pradesh.

4: Miss Biri Ema

Age:

Occupation :

Daughter of Shri Biri Posi

Village Talangriang

PO Palin

Kra Daadi 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 :

Kra Daadi District

Palin

Arunachal Pradesh 791118

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 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,

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)

Heard Mr. S. Koyang, learned counsel for the applicants/appellants, who has filed the instant application under Section 5 of the Limitation Act, 1963 for condonation of delay of 16 days in preferring the appeal against the Judgement and order dated 19.11.2025 passed in WP(C) No.246(AP)/2023.

2. Issue notice to the respondents.

3. 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.

4. The learned counsel for the applicants/appellants submits that the delay of 16 days in filing the appeal against the said Judgment and order dated 19.11.2025 passed by the learned Single Judge in WP(C) No. 246(AP)/2023 was not due to any laches and negligence on the part of the applicants/appellants but was due to the time taken for obtaining a certified true copy of the impugned Judgment and order and time taken for preparation of the appeal and getting the signatures of the appellants.

5. The learned counsel for the respondents submits that they have no objection to the condonation of delay of 16 days.

6. In view of the above submissions, we find it appropriate to condone the delay of 16 days in filing the appeal against the Judgement and order dated 19.11.2025 passed in WP(C) No. 246(AP)/2023, being satisfied with the explanation given by the learned counsel for the applicants/appellants.

7. Accordingly, IA(C) No.27(AP)/2026 stands allowed and disposed of.

JUDGE

JUDGE

Comparing Assistant