

GAHC040003042024



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

Case No. : WP(C)/97/2024

Tao Dele and 45 Ors
S/o Late Kati Dele, permanent resident of New Elope Village, PO and PS Hunli,
Lower Dibang Valley District, Arunachal Pradesh

2: Gochi Dele
Age:
Occupation :
Son of Mita Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

3: Gosi Dele
Age:
Occupation :
Son of Shri Mita Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

4: Ege Dele
Age:
Occupation :
Son of Late Gutti Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

5: Simbro Dele
Age:

Occupation :
Son of Late Eyali Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

6: Lai Dele
Age:
Occupation :
Son of Late Guti Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

7: Haziti Dele
Age:
Occupation :
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

8: Rao Dele
Age:
Occupation :
S/o Late Eyali Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

9: Rosai Dele
Age:
Occupation :
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

10: Raj Dele
Age:
Occupation :
Son of Late Rawuni Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District

Arunachal Pradesh

11: Yupi Dele

Age:

Occupation :

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

12: Ayupa Dele

Age:

Occupation :

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

13: Ambroko Dele

Age:

Occupation :

Son of Late Deto Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

14: Tipange Dele

Age:

Occupation :

D/o Late Deto Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

15: Mengo Dele

Age:

Occupation :

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

16: Rusi Dele

Age:

Occupation :

D/o Late Eyali Ele

permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

17: Mika Dele

Age:

Occupation :

S/o Late Eyali Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

18: Athuko Dele

Age:

Occupation :

Son of Shri Rao Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

19: Ashati Dele

Age:

Occupation :

Son of Late Eyali Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

20: Andezo Dele

Age:

Occupation :

S/o Ashati Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

21: Gasome Dele

Age:

Occupation :

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

22: Hoja Dele

Age:

Occupation :

Son of Shri Gasome Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

23: Hangope Dele

Age:

Occupation :

D/o Shri Mkita Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

24: Akungu Mimi

Age:

Occupation :

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

25: Amuge Misu

Age:

Occupation :

Son of Late Dalu Misu

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

26: Gone Dele

Age:

Occupation :

Son of Shri Mita Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

27: Atapo Dele

Age:

Occupation :

Son of Late Singre Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

28: Ayelu Meto
Age:
Occupation :
H/o Late Padru Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

29: Amita Umpo
Age:
Occupation :
permanent resident of Asali Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

30: Ruha Dele
Age:
Occupation :
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

31: Aman Dele
Age:
Occupation :
Son of Late Guti Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

32: Dota Dele
Age:
Occupation :
Son of Late Kati Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

33: Meta Dele

Age:

Occupation :

Son of Late Natu Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

34: Wiko Dele

Age:

Occupation :

S/o Late Jaru Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

35: Takime Dele

Age:

Occupation :

Son of Late Gopa Dele

permanent resident of Birnli Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

36: Jira Dele

Age:

Occupation :

Son of Late Mengra dele

permanent resident of Birnli Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

37: Sahani Dele

Age:

Occupation :

Son of Shri Atapo Dele

permanent resident of New Elope Village

PO and PS Hunli

Lower Dibang Valley District

Arunachal Pradesh

38: Atho Dele

Age:

Occupation :
Son of Late Tenge Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

39: Akiju Dele
Age:
Occupation :
Son of Shri Ashati Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

40: Aprolo Dele
Age:
Occupation :
Son of Shri Atapo Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

41: Litu Dele
Age:
Occupation :
Son of Shri Rusal Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

42: Gaji Dele
Age:
Occupation :
Son of Shri Mengo Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

43: Lako Dele
Age:
Occupation :
Son of Shri Simbro Dele
permanent resident of New Elope Village

PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

44: Mima Dele
Age:
Occupation :
D/o Late Gutti Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

45: Mine Dele
Age:
Occupation :
D/o Tenge Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

46: Enda Dele
Age:
Occupation :
D/o Late Tenge Dele
permanent resident of New Elope Village
PO and PS Hunli
Lower Dibang Valley District
Arunachal Pradesh

VERSUS

The Union of India and 8 Ors
represented by the Secretary, Ministry of Power, GOI, Shram Shakti Bhawan, Rafi
Marg, New Delhi-1 2:The Secretary
Age: 0
Occupation :
Ministry of Environment
Forest and Climate Change (MoEFCC)
GOI
Indira Paryavaran Bhawan
Jorbagh Road
New Delhi

3:The State of Arunachal Pradesh
Age: 0
Occupation :

represented by the Secretary (Power)
Govt of Arunachal Pradesh
Itanagar 791111

4:The Managing Director
Age: 0
Occupation :
National Hydroelectric Power Corporation Ltd
NHPC Office Complex
Sector 33
Faridabad
Haryana 121003

5:The Secretary
Age: 0
Occupation :
Department of Land Management
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar 791111

6:The Director of Land Management
Age: 0
Occupation :
Govt of Arunachal Pradesh
Civil Secretariat
Itanagar

7:The Executive Director
Age: 0
Occupation :
NHPC Ltd
Roing
Lower Dibang Valley District
Arunachal Pradesh 792110

8:The General Manager DMP
Age: 0
Occupation :
NHPC Ltd
Roing
Lower Dibang Valley District
Arunachal Pradesh 792110

9:The Deputy Commisisoner
Age: 0
Occupation :
Roing

Lower Dibang Valley District
Arunachal Pradesh 79211

Advocate for the Petitioner : Sunil Mow

Advocate for the Respondent : Marto Kato

BEFORE
HONBLE MRS. JUSTICE MITALI THAKURIA

ORDER

Date : 13.06.2024

Heard Mr. M. Mili, learned counsel for the petitioners. Also heard Mr. Y. Riram, learned Government Advocate for the respondent No. 9; Mr. L. Perme, learned Standing Counsel, Power Department, for the respondent No. 3; and Mr. D. Kamduk, learned Standing Counsel, Land Management Department, for the respondent Nos. 5 & 6.

Mr. Mili, learned counsel for the petitioners, has submitted that they have already filed affidavit in regards to service of notice on respondent Nos. 4, 7 & 8 through *Dasti* mode.

On the other hand, Mr. D. Kamduk, learned Standing Counsel, Land Management Department, prays for 5 (five) weeks time to file affidavit-in-opposition.

Prayer is allowed.

Accordingly, let the matter be listed after 5 (five) weeks.

JUDGE

Comparing Assistant