

GAHC040004552024



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

Case No. : WP(C)/155/2024

M/s Bagang Kerosene Agency and Anr
represented by its proprietor Shri Tara Bagang, Son of Late Sama Bagang, a resident
of Type IV Colony, Seppa, PO and PS Seppa, East Kameng District, Arunachal
Pradesh

2: M/s TKS Service Station

Age:

Occupation :

represented by its attorney holoder Srhi Tara Bagang

Son of Late Sama Bagang

a resident of Type IV Colony

Seppa

PO and PS Seppa

East Kameng District

Arunachal Pradesh

VERSUS

The State of AP and 6 Ors

represented by the Secretary, Land Management, Govt of Arunachal Pradesh,
Itanagar.

2:The Deputy Commissioner

Age: 0

Occupation :

Seppa

East Kameng District

Arunachal Pradesh

3:The Extra Assistant Commissioner (Jud)

Age: 0

Occupation :

Seppa

PO and PS Seppa
East Kameng District
Arunachal Pradesh

4:The Chief Regional Manager
Age: 0
Occupation :
Hindustan Petroleum Corporation Limited (HPCL)
Guwahati Retail Regional Office
2nd Floor
Janapath HD Complex
GS Road
Ulubari
Guwahati
Assam 781007

5:Aliza Tungi
Age: 0
Occupation :
Wife of Shri Pacha Yangfo
C/o Anya Auto Agency
Wessang
PO and PS Seppa
East Kameng District
Arunachal Pradesh

6:Tache Taku
Age: 0
Occupation :
Wife of Shri Bida Taku
Pachin colony
Naharlagun
PO and PS Naharlagun
Papumpare District
Arunachal Pradesh 791110

7:Damsap Nikja
Age: 0
Occupation :
Wife of Shri Nikja Tajo
C/o Anya Auto Agency
Wessang
PO and PS Seppa
East Kameng District
Arunachal Pradesh 79010

Advocate for the Petitioner : Abhai Kumar Singh

Advocate for the Respondent : GA (AP)

**BEFORE
HONBLE MR. JUSTICE KARDAK ETE**

ORDER

Date : 04.04.2024

Heard Mr. A. K. Singh, learned counsel for the petitioners.

The challenges made in this writ petition are the No Objection Certificate (NOC), dated 17.03.2023, issued by the Additional Deputy Commission, In-charge Deputy Commissioner, East Kameng District, Seppa, in favour of the respondent no. 5 for setting up of Petrol Pump Outlet at Type-III in violation of the guidelines framed by the Hindustan Petroleum Corporation Ltd. and the impugned order, dated 07.08.2023, whereby, temporary suspension of construction work of petrol pump has been lifted without providing any opportunity of hearing.

Issue notice, returnable in 4 (four) weeks.

As Mr. D. Kamduk, learned Standing counsel, Land Management Department and Mr. N. Ratan, learned Additional Advocate General have entered appearances and accepted notice on behalf of the respondents no. 1, 2 & 3, no formal notice need be served to the said respondents. However, extra-copies of the writ petition, requisite in numbers, be furnished to them during the course of the day.

Steps for service of notice upon the respondents no. 4 to 7 be taken by registered post with A/D as well as by usual process, within 3 (three) days.

List it after 4 (four) weeks.

The interim prayer shall be considered on the next returnable date.

JUDGE

Comparing Assistant