

GAHC040004792026



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

Case No. : WP(C)/149/2026

Komi Rida and Anr

Son of Late Lipo Rida, permanent resident of Village Tato, PO and PS Tato, Shi Yomi District, Arunachal Pradesh. 2: Maling Koje

Age:

Occupation :

Son of Late Tame Koje

permanent resident of Village Rapum

PO and PS Mechuka

Shi Yomi District

Arunachal Pradesh

VERSUS

The State of AP and 9 Ors

represented by the Secretary, Department of Land Management, Govt of Arunachal Pradesh, Itanagar. 2:The Land Acquisition Collector/ Deputy Commissioner

Age: 0

Occupation :

Shi Yomi District

Tato

Arunachal Pradesh.

3:The North Eastern Electric Power Corporation Limited

Age: 0

Occupation :

represented by Executive Director (PA and BD)

NEEPCO Bhawan

RG Baruah Road

Guwahati 781005

4:Bojum Rinya

Age: 0

Occupation :

Son of Taru Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh.

5:Tachuk Rinya
Age: 0
Occupation :
Son of Tatak Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh.

6:Damde Rinya
Age: 0
Occupation :
Son of Tapik Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh.

7:Tanya Rinya
Age: 0
Occupation :
Son of Tatak Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh.

8:Boken Rinya
Age: 0
Occupation :
Son of Taru Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh.

9:Smti Yate Rinya
Age: 0
Occupation :
Daughter of Tatak Rinya
permanent resident of Village Tato
PO and PS Tato

Shi Yomi District
Arunachal Pradesh.

10:Smti Yayi Rinya
Age: 0
Occupation :
Daughter of Tatak Rinya
permanent resident of Village Tato
PO and PS Tato
Shi Yomi District
Arunachal Pradesh

Advocate for the Petitioner : Rintu Saikia, Gopi Bam,K Bam,Mindo Taso,Muchi Mele,Idak Bam,Bomchi Taipodia,Ligam Nochi

Advocate for the Respondent : GA (AP), S D Loda,Jumken Ete,Aruna Rai,Reken Ingo

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

Date : 06.04.2026

Heard Shri R. Saikia, learned counsel for the petitioners, who have put to challenge an order dated 05.03.2026, passed by the learned District & Session Judge, Aalo, West Siang District in Reference Case No.09/2025. By the said order, the learned court has set aside the order dated 21.05.2025, passed by the Deputy Commissioner, Shi Yomi District and has also directed for depositing the awarded amount into the account of the office.

Shri R. Saikia, learned counsel has submitted that in spite of the fact that the petitioners are necessary parties, they were not made parties in the proceeding and the order appears to have been passed on a concession made by the 2(two) respondents, namely, the Collector and

the NEEPCO. He has also questioned the authority of the Court to set aside an order dated 25.05.2025 of the Deputy Commissioner by submitting that no such powers have been vested to a Reference Court.

Shri R. Ingo, learned counsel for the private respondents, who has appeared on the strength of a caveat has, however, submitted that the amount has already been withdrawn.

Let notice be issued returnable on 06.05.2026.

Shri N. Ratan, learned AAG, accepts notice on behalf of respondents No.1 and 2, whereas Mr. R. Ingo, learned counsel accepts notice on behalf of respondents No.4 to 10, who has also lodged a caveat, therefore, no formal notice need be issued. However, requisite extra copies of the petition be served on the learned counsel for the respondents.

Let steps for service of notice be taken upon the respondent No.3 by Speed Post with A/D. Steps be taken within 2(two) days.

Shri Saikia, learned counsel prays for an interim which is however, resisted by the learned counsel for the private respondents, who had already informed that the amount has already been withdrawn.

Considering the above, it is observed that withdrawal of the amount would be subject to further orders that may be passed in this proceeding.

List the matter on **06.05.2026**.

JUDGE

Comparing Assistant