

GAHC040008552024



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

Case No. : WP(C)/271/2024

Lama Tenzin and 2 Ors
Son of Late Namgey, permanent resident of Shocktsen Village, PO Zemithang, PS
Lungla, Tawang District, Arunachal Pradesh 2: Jampal Tashi
Age:
Occupation :
Son of Gentsen Chibber
permanent resident of Shocktsen village
PO Zemithang
PS Lungla
Tawang District
Arunachal Pradesh

3: Tenzin Sonam
Age:
Occupation :
Son of Tenzin Chhombey
permanent resident of Shocktsen village
PO Zemithang
PS Lungla
Tawang District
Arunachal Pradesh

VERSUS

The Union of India and 8 Ors
represented by the Secretary, Ministry of Defence, Sena Bhavan, Govt of India, New
Delhi 110011 2:The Director General Border Roads
Age: 0
Occupation :
Seema Sadak Bhawan
Ring Road
Naraina Delhi Cantt
New Delhi 110010

3:The Chief Engineer (VARTAK)

Age: 0

Occupation :

C/o 99 APO

Tezpur

PO Tezpur

Sonitpur District

Assam 784001

4:The Commander

Age: 0

Occupation :

763 BRTF

Khirmu

Kitpi Circle

C/o 99 APO

Tawang Dsitric

Arunachal Pradesh 790104

5:The Officer Commanding

Age: 0

Occupation :

117

Road Construction Coy (GREF)

Zimithang Circle

PO Zimithang

Tawang District

Arunachal Pradesh 790106

6:The State of Arunachal Pradesh

Age: 0

Occupation :

represented by the Commissioner/ Secretary

Land Management

Govt of Arunachal Pradesh

Itanagar 791111

7:The Dreictor

Age: 0

Occupation :

Land Management

Govt of Arunachal Pradesh

Itanagar 791111

8:The Deputy Commisioner

Age: 0

Occupation :

Tawang
Tawang District
PO and PS Tawang
Arunachal Pradesh 790104

9: The Additional Deputy Commissioner
Age: 0
Occupation :
Lungla (Lumla) District Tawang
Arunachal Pradesh 79010

Advocate for the Petitioner : Binter Picha

Advocate for the Respondent : Marto Kato

BEFORE
HONBLE MR. JUSTICE N. UNNI KRISHNAN NAIR

ORDER

Date : 16.07.2024

Heard Mr. B. Picha, learned counsel for the petitioners. Also heard Mr. M. Kato, learned DSGI appearing for the respondents no. 1, 2, 3, 4 & 5 and Mr. D. Kamduk, learned Standing Counsel appearing for the Land Management Department representing the respondents no. 6 & 7 as well as Mr. R. H. Nabam, learned Addl. Advocate General assisted by Ms. P. Pangu, learned Government Advocate representing the respondents no. 8 & 9.

Issue notice to the respondents, returnable in 4(four) weeks.

As Mr. M. Kato, learned DSGI and Mr. D. Kamduk, learned Standing Counsel as well as Ms. P. Pangu, learned Government Advocate have entered appearance and accepted notices on behalf of their respective respondents, no formal notices are required to be sent. However, requisite

extra copies of the petition be furnished to them during the course of the day.

The issue of maintainability of the writ petition is kept open.

List this matter again after 4(four) weeks on a date to be fixed by the Registry.

JUDGE

Comparing Assistant