

GAHC040012822022



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

Case No. : IA(C)/213/2022

The Chief Managing Director and Anr.
National Hydroelectric Power Corporation Limited (NHPC Ltd.), (A Govt. of India Enterprise), NHPC Office Complex, Sector 33, Faridabad 121003 2: The Executive Director

Age:

Occupation :

NHPC

Roing

PO/PS Roing

Lower Dibang Valley District

Roing

Arunachal Pradesh

VERSUS

Tunku Pulu and 8 Ors.

Permanent Resident of Ezengo, Roing, District Lower Dibang Valley, Arunachal Pradesh. 2:Mitte Linggi

Age: 0

Occupation :

Permanent Resident of Ezengo

Roing

District Lower Dibang Valley

Arunachal Pradesh.

3:Ere Linggi

Age: 0

Occupation :

Permanent Resident of Ezengo

Roing

District Lower Dibang Valley

Arunachal Pradesh.

4:Ayu Misaya

Age: 0

Occupation :

Permanent Resident of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

5:Angijo Pulu

Age: 0

Occupation :

Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley

Arunachal Pradesh.

6:Mangu Mimi

Age: 0

Occupation :

Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley District

Arunachal Pradesh.

7:Pachu Pulu

Age: 0

Occupation :

Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley District

Arunachal Pradesh.

8:The Land Acquisition Collector/Deputy Commissioner

Age: 0

Occupation :

Roing

PO/PS Roing

Dibang Valley District

Roing

Arunachal Pradesh.

9:The Secretary

Age: 0

Occupation :

Land Management

Govt. of Arunachal Pradesh

Itanagar

Advocate for the Petitioner : Kamal Saxena

Advocate for the Respondent : GA (AP)

Linked Case : IA(C)/131/2022

The Chief Managing Director (NHPC) and Anr.

Age: 0

Occupation :

Address: National Hydroelectric Power Corporation Limited (NHPC Ltd.)

(A Govt. of India Enterprise). NHPC Office Complex

Sector 33

Faridabad 121003

2: The Executive Director

Age: 0

Occupation :

Address: NHPC

Roing

PO/PS Roing

Lower Dibang Valley District

Roing

Arunachal Pradesh.

VERSUS

Tunku Pulu and 8 Ors.

Age: 0

Occupation :

Address: Permanent Resident of Ezengo

Roing

District Lower Dibang Valley

Arunachal Pradesh.

2: Mitte Linggi

Age: 0

Occupation :

Address: Permanent Resident of Ezengo

Roing

District Lower Dibang Valley

Arunachal Pradesh.

3: Ere Linggi

Age: 0

Occupation :

Address: Permanent Resident of Ezengo

Roing

District Lower Dibang Valley
Arunachal Pradesh.

4:Ayu Misaya

Age: 0

Occupation :

Address:Permanent Resident of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

5:Angijo Pulu

Age: 0

Occupation :

Address:Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley District

Arunachal Pradesh.

6:Mangu Mimi

Age: 0

Occupation :

Address:Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley District

Arunachal Pradesh.

7:Pachu Pulu

Age: 0

Occupation :

Address:Permanent Resident of Bhismaknagar

Koronu Circle

Lower Dibang Valley District

Arunachal Pradesh.

8:The Land Acquisition Collector/Deputy Commissioner

Age: 0

Occupation :

Address:Roing

PO/PS Roing

Dibang Valley District

Arunachal Pradesh.

9:The Secretary

Age: 0

Occupation :

Address:Land Management

Govt. of Arunachal Pradesh

Itanagar.

Advocate for : 1 P K Tiwari

Sr. Advocate

Advocate for : Rintu Saikia appearing for Tunku Pulu and 8 Ors.: Advocate ,

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9, respectively.

Linked Case : WP(C)/401/2021

Tunku Pulu and 6 Ors.

Age: 42

Occupation :

Address:Permanent Resident of Ezengo

Roing District Lower Dibang Valley

Arunachal Pradesh

2: Mitte Linggi

Age: 49

Occupation :

Address:Permanent Resident of Ezengo
Roing
District Lower Dibang Valley
Arunachal Pradesh

3: Ere Linggi
Age: 50
Occupation :
Address:Permanent Resident of Ezengo
Roing
District Lower Dibang Valley
Arunachal Pradesh.

4: Ayu Misaya
Age: 42
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley
Arunachal Pradesh.

5: Angijo Pulu
Age: 34
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
Lower Dibang Valley District
Arunachal Pradesh

6: Mangu Mimi
Age: 26
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
Lower Dibang Valley District
Arunachal Pradesh

7: Pachu Pulu
Age: 40
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
Lower Dibang Valley District
Arunachal Pradesh
VERSUS

The Land Acquisition Collector/Deputy Commissioner and 3 Ors.
Age: 0

Occupation :
Address:Roing
P.O/P.S Roing
Dibang Valley District
Roing
Arunachal Pradesh

2:The Secretary
Age: 0

Occupation :
Address:Land Managaement
Govt. of Arunachal Pradesh

3:The Chief Managing Director
Age: 0

Occupation :
Address:National Hydroelectric Power Corporation Limited (NHPC Ltd)
(A Govt. of India Enterprise) NHPC Office Complex
Sector 33
Faridabad 121003

4:The Executive Director
Age: 0

Occupation :
Address:NHPC Roing
P.O/P.S Roing
Lower Dibang Valley District Roing
Arunachal Pradesh

Advocate for : Rintu Saikia
Advocate for : GA (AP) appearing for The Land Acquisition Collector/Deputy
Commissioner and 3 Ors.: Advocate ,

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, appearing for 2,

3,

4, respectively.

Linked Case : IA(C)/130/2022

National Hydro Power Corporation Limited (NHPC Ltd.)
Age: 0

Occupation :
Address:Through the General Manager (In Charge) Dibang Multipurpose Project

Roing
Arunachal Pradesh. 792110

VERSUS

THE STATE OF AP and 10 Ors.

Age: 0

Occupation :

Address:Represented by the Secretary (Land Management)

Department of Land Management

Govt. of Arunachal Pradesh

Itanagar.

2:The Deputy Commissioner

Age: 0

Occupation :

Address:Lower Dibang Valley District

Roing.

3:Reguso Pulu

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

4:Mitte Linggi

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

5:Akene Linggi

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

6:Ere Linggi

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

7:Tunku Pulu

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

8:Ayu Misaya

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

9:Anguo Pulu

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

10:Pachu Pulu

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

11:Mangu Mimi

Age: 0

Occupation :

Address:Permanent Residents of Bhismaknagar

Koronu Circle

District Lower Dibang Valley

Arunachal Pradesh.

Advocate for : 1 P K Tiwari

Sr. Advocate

Advocate for : GA (AP) appearing for THE STATE OF AP and 10 Ors.: Advocate ,

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11, respectively.

Linked Case : WP(C)/242/2020

NHPC

Age: 0

Occupation :

Address:THROUGH THE GENERAL MANAGER (IN-CHARGE)

DIBANG MULTIPURPOSE PROJECT

ROING

AP.

VERSUS

The State of AP and Others

Age: 0

Occupation :

Address:REPRESENTED BY THE SECRETARY (LAND MANAGEMENT) DEPT.
OF LAND MANAGEMENT

GOVT. OF AP

ITANAGAR.

2:THE DEPUTY COMMISSIONER

Age: 0

Occupation :

Address:LOWER DIBANG VALLEY DISTRICT
ROING

3:REGUSO PULU

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

4:MITTE LINGGI

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

5:AKENE LINGGI

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

6:ERE LINGGI

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

7:TUNKU PULU

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

8:AYU MISAYA

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

9:ANGUO PULU

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

10:PACHU PULU

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

11:MANGU MIMI

Age: 0

Occupation :

Address:PERMANENT RESIDENT OF BHISMAKNAGAR
KORONU CIRCLE
DISTRICT LOWER IDBANG VALLEY
AP.

Advocate for : 1 Mr. P K Tiwari

Sr. Advocate

Advocate for : GA (AP) appearing for The State of AP and Others: Advocate ,

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Linked Case : IA(C)/214/2022

National Hydro Power Corporation Limited (NHPC Ltd.)

Age: 0

Occupation :

Address:Through the Executive Director

Dibang Multipurpose Project

Roing

Arunachal Pradesh 792110

VERSUS

THE STATE OF AP and 10 Ors.

Age: 0

Occupation :

Address:Represented by the Secretary (Land Management)

Department of Land Management

Govt. of Arunachal Pradesh
Itanagar.
2:The Deputy Commissioner
Age: 0
Occupation :
Address:Lower Dibang Valley District
Roing.

3:Reguso Pulu
Age: 0
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley
Arunachal Pradesh.

4:Mitte Linggi
Age: 0
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley
Arunachal Pradesh.

5:Akene Linggi
Age: 0
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley District
Arunachal Pradesh.

6:Ere Linggi
Age: 0
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley
Arunachal Pradesh.

7:Tunku Pulu
Age: 0
Occupation :
Address:Permanent Resident of Bhismaknagar
Koronu Circle
District Lower Dibang Valley
Arunachal Pradesh.

8:Ayu Misaya
 Age: 0
 Occupation :
 Address:Permanent Resident of Bhismaknagar
 Koronu Circle
 District Lower Dibang Valley
 Arunachal Pradesh.

9:Anguo Pulu
 Age: 0
 Occupation :
 Address:Permanent Resident of Bhismaknagar
 Koronu Circle
 District Lower Dibang Valley
 Arunachal Pradesh.

10:Pachu Pulu
 Age: 0
 Occupation :
 Address:Permanent Resident of Bhismaknagar
 Koronu Circle
 District Lower Dibang Valley
 Arunachal Pradesh.

11:Mangu Mimi
 Age: 0
 Occupation :
 Address:Permanent Resident of Bhismaknagar
 Koronu Circle
 District Lower Dibang Valley
 Arunachal Pradesh.

 Advocate for : Kamal Saxena
 Advocate for : GA (AP) appearing for THE STATE OF AP and 10 Ors.: Advocate ,

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**BEFORE
HONBLE MR. JUSTICE NELSON SAILO**

ORDER

17.08.2023

Although the parties are ready to argue the matter, Mr. D. Kamduk, learned counsel submits that he will be appearing for the Land Management and he does not have the brief since the matter was handled by another counsel. He accordingly pray that he may be given some time to construct the brief.

Mr. P.K. Tiwari, learned Senior Counsel appearing for the NHPC submits that he would like to file counter affidavit in WP(C) No. 401/2021 and that he will be

able to file the same on 25.08.2023.

Considering the submission, let such affidavit be filed with a copy in advance to Mr. R. Saikia, learned counsel for the writ petitioner and also the other counsels appearing for the remaining parties.

Mr. R. Saikia, learned counsel submits that if he receives a copy of the counter affidavit, he will file rejoinder affidavit by 02.09.2023, if the same is advised.

As agreed to by the parties, list this matter again on 05.09.2023, on which date, an attempt shall be made to dispose of the matter.

JUDGE

Comparing Assistant