

GAHC040000652023



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

Case No. : IA(C) 12/2023

1:Kessang Dorjee and 23 Ors.
S/o Late Ten Dorjee

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

2: Ngroun Dorjee
S/o Late Nima Norbu
Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

3: Kejang Dorjee
S/o Late Purpa Tsering

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

4: Pema Wanchen
S/o Late Mindu

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

5: Tsering Tsomo

S/o Late Tsering Cheje

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

6: Kunjang Tsomo
D/o Late Nima Norbu

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

7: Tashi Dorjee Kampa
S/o Late Tasi

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

8: Londu Mayung
S/o Late Nakpola

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

9: Sange Dorje
S/o Late Nima Norbu

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

10: Dorjee Jurme
S/o Shri. Kesang Dorjee

Permanent Resident of Bona Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

11: Gajong Bomong

S/o Late Nima Bomong

Permanent Resident of Mayung Village
PO/PS Tuting
District Upper Siang
Arunachal Pradesh.

12: Jobang Taron
S/o Late P. Taron

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

13: Anchut Mayung
S/o Late Baring Mayung

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

14: Chenga Mayung
S/o Late Nakpo Mayung

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

15: Chelling Bomong
S/o Late Kaki Bomong

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

16: Nyolo Bomong
S/o Late Kibo Bomong

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

17: Halung Doron

S/o Late Gaduk Doron

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

18: Rajong Bomong
S/o Late Moje Bomong

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

19: Namsay Doron
S/o Late Sange Doron

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

20: Akang Medo
S/o Late Tobo Medo

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

21: Parden Mayung
S/o Late Tasi Bomong

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

22: Naleng Sibo
S/o Late Kuyit Sibo

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

23: Dugging Mayung

S/o Late Tensing Mayung

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Siang District
Arunachal Pradesh.

24: Gepak Sibbo
S/o Late Kuyit Sibbo

Permanent Resident of Mayung Village
PO/PS Tuting
Upper Sian District
Arunachal Pradesh.
VERSUS

1:Naresh Kumar and 17 Ors.
Chief Secretary
Govt. of Arunachal Pradesh
Itanagar
PO/PS Itanagar
Papum Pare District
Arunachal Pradesh.

2:Prashant Sitaram Lokhande
Secretary Land Management
Govt. of Arunachal Pradesh
Itanagar
PO/PS Itanagar
Papum Pare District
Arunachal Pradesh.

3:Ennyo Nangkar
Director
Land Management
Govt. of Arunachal Pradesh
Itanagar
PO/PS Itanagar
Papum Pare District
Arunachal Pradesh.

4:Taper Pada
Deputy Commissioner
Yingkiong
Upper Siang District
Govt. of Arunachal Pradesh
PO/PS Yingkiong
Arunachal Pradesh.

5:Rajiv Gauba
the Cabinet Secretary to the Govt. of India
Cabinet Secretariat
Rashtrapati Bhawan
New Delhi 110004

6:Ajay Kumar
Defence Secretary
Ministry of Defence
Govt. of India
101 A
South Block
New Delhi 110011

7:Anil Chauhan
General Officer Commanding in Chief
Headquarter Army Eastern Command
Fort William
Kolkata 700021
West Bengal

8:Ajay Kumar
Vig
General Officer Commanding
56 Infantry Division
Likabali Military Station
Vill and PO Madhuri Pathar
District Dhemaji
Assam 787059

9:Manish Joshi
Commanding Officer
23rd Grenadiers Regiment
Tuting Camp
Upper Siang District
Arunachal Pradesh.

10:Deepa Bajwa
Director
General Defence Estates
Raksha Sampada Bhawan
Ulaanbaatar Road
Ministry of Defence
Delhi Cantt. 110010

11:S.N. Gupta
Principal Director

Defence Estates
Eastern Command
Ministry of Defence
13 Camac Street
7th Floor
Kolkata 700013

12:ThiyumSurjit Singh
S/o TH. Premkanta Singh

Defence Estates Officer
Itanagar Circle
Camp at Model Village
Naharlagun
Arunachal Pradesh 791110

13:Ambuj Roy
the Commanding Officer
8th Maratha Light Infantry Regiment
Tuting
Upper Siang District
Arunachal Pradesh.

14:Shashvat Saurabh
the Deputy Commissioner
Yingkiong
Upper Siang District
Arunachal Pradesh.

15:Pankaj Kumar Jha
the Secretary
Land Management
Govt. of Arunachal Pradesh
Itanagar.

16:A.K. Singh
the Director
Land Management
Govt. of Arunachal Pradesh
Itanagar.

17:Hage Lailang
the Deputy Commissioner
Yingkiong
Upper Siang Distirict
Arunachal Pradesh.

18:Koli Akash Santosh

the Defence Estates Officer
Itanagar Circle
Papum Pare District
Arunachal Pradesh.

Advocate for the Petitioner : Nikita Danggen
Advocate for the Respondent :

**BEFORE
HONBLE MR. JUSTICE SONGKHUPCHUNG SERTO**

ORDER

Date : 24.01.2023

Heard Mr. O. Duggong, learned counsel appearing for the applicants. Also heard Mr. D. Kamduk, learned Standing Counsel, Land Management Department representing respondent Nos. 1, 2 & 3; and Mr. O. Pada, learned counsel representing Deputy Commissioner (respondent No. 4).

This is an application praying for impleadment of Shri Pankaj Kumar Jha, the Secretary, Land Management Department Government of Arunachal Pradesh; Shri A. K. Singh, the Director, Land Management Department, Government of Arunachal Pradesh; and Shri Hage Lailang, the Deputy Commissioner, Upper Siang District, Arunachal Pradesh; and Shri Koli Akash Santosh, the Defence Estates Officer, Itanagar Circle, Arunachal Pradesh as respondent Nos. 15, 16, 17 & 18, respectively, in the Contempt Case No. 29/2020.

It is submitted by the learned counsel for the applicants that the earlier incumbents to the post of Secretary, Land Management Department, the Director, Land Management Department, the Defence Estates Officer, Itanagar Circle have been transferred to some other posts, and the Deputy Commissioner, Upper Siang District, has already been release from his service on superannuation and therefore, replacements to the posts have also been made with the present applicants, as such, impleadment of the present incumbents as party respondents in the said Contempt Case No. 29/2020 has become necessary for meaningful adjudication and effective disposal of the contempt Case No. 29/2020. Therefore, this application.

The prayer of the applicants is allowed.

Let the new incumbents of the said posts, namely, Shri Pankaj Kumar Jha, the Secretary, Land Management, Department Government of Arunachal Pradesh; Shri A. K. Singh, the Director Land Management Department, Government of Arunachal Pradesh; Shri Hage Lailang, the Deputy Commissioner, Upper Siang District, Arunachal Pradesh, and Shri Koli Akash Santosh, the Defence Estates Officer, Itanagar Circle, Arunachal Pradesh, be impleaded as respondent Nos. 15, 16, 17 & 18, respectively, in the Contempt Case No. 29/2020.

The applicants shall take necessary steps for impleadment of the same.

In terms of the above, this interlocutory application stands disposed of.

JUDGE

Comparing Assistant