

GAHC040000652023



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

Case No. : IA(C) 13/2023

1: Motbo Yordung and 15 Ors.
S/o Shri Gaging Yordung,
Permanent Resident of Ningging Village, PO/PS Tuting, District Upper Siang,
Arunachal Pradesh.

2: Onkit Pangge
S/o Late Gondek Pangge

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

3: Mareng Jongkey
S/o Late Yobo Jongkey

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

4: Kochang Yao
S/o A. Yao

Permanent Resident of Ningging Village
Upper Siang District
Arunachal Pradesh.

5: Bokir Jongkey
S/o Late Oreng Jongkey

Permanent Resident of Ningging Village
Upper Siang District
Arunachal Pradesh.

6: Koying Duggong
S/o Late Gager Duggong

Permanent Resident of Ningging Village
Upper Siang District
Arunachal Pradesh.

7: Ati Yalik
S/o Shri Dipang Yalik

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

8: Ledung Medo
S/o Late Kisung Medo

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

9: Akeng Jongkey
S/o Late Jajang Jongkey

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

10: Lide Nijo
D/o Shri Ambo Nijo

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

11: Okyak Panyi
S/o Shri Kolon Panyi

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

12: Alik Nijo
S/o Late Yorbo Nijo

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

13: Lisong Nijo
S/o Late Pangge Nijo

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

14: Digong Duggong
S/o Gager Duggong

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

15: Kensing Patuk
S/o Late Jayong Patuk

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

16: Mekyor Nijo

S/o Late Payi Nijo

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

VERSUS

1:Naresh Kumar and 15 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
Rashtarapati 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:Shashvat Saurabh
the Deputy Commissioner
Yingkiong
Upper Siang District
Arunachal Pradesh.

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

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

16:Hage Lailang
the Deputy Commissioner
Yingkiong
Upper Siang 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, as respondent Nos. 14, 15 and 16, respectively, in the Contempt Case No. 28/2020.

It is submitted by the learned counsel for the applicants that the earlier incumbents to the post of Secretary, Land Management Department, and the Director, Land Management Department, have been transferred to some other posts, and the Deputy Commissioner, Upper Siang District, has already retired from service and replacements to their respective posts have already been made with the incumbents, as such, impleadment of the present incumbents as party respondents in the said Contempt Case No. 28/2020 has become necessary for meaningful adjudication and effective disposal of the contempt Case No. 28/2020. 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; and Shri Hage Lailang, the Deputy Commissioner, Upper Siang District, Arunachal Pradesh, be impleaded as respondent Nos. 14, 15 & 16, respectively, in the Contempt Case No. 28/2020.

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

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

JUDGE

Comparing Assistant