

GAHC010249092023



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

Case No. : I.A.(Civil)/3429/2023

MONUJ HASNU @ MANOJ HASNU
S/O LT. DEKARAM HASNU
R/O AMOLAPAT
Y DIPHU
PIN 782460
P.O. AND PS DIPHU
DIST. KARBI ANGLONG
ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS.
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006.

2:THE SECRETARY
TO THE REVENUE DEPTT KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU 782460 KARBI ANGLONG ASSAM
3:THE JOINT SECRETARY
REVENUE DEPTT BEING THE COMPETENT AUTHORITY FOR LAND
ACQUISITION KARBI ANGLONG AUTONOMOUS COUNCIL DIPHU 782460
KARBI ANGLONG ASSAM
4:THE ASSISTANT REVENUE OFFICER
DIPHU REVENUE CIRCLE KARBI ANGLONG AUTONOMOUS COUNCIL
DIPHU 782460 KARBI ANGLONG ASSAM
5:THE GENERAL MANAGER

NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT

CORPORATION LTD(NHIDCL)

DIPHU 782460

KARBI ANGLONG

ASSAM.

6:THE DIVISIONAL FOREST OFFICER

KARBI ANGLONG EAST DIVISION DIPHU 782460 KARBI ANGLONG

AUTONOMOUS COUNCIL ASSAM

7:THE SUPERINTENDENT OF POLICE

KARBI ANGLONG DIPHU ASSAM

Advocate for : MR. M P CHOUDHURY

Advocate for : SC

K A A C appearing for THE STATE OF ASSAM AND 6 ORS.

Linked Case : WP(C)/6620/2023

MONUJ HASNU @ MANOJ HASNU

S/O LT. DEKARAM HASNU R/O AMOLAPATY DIPHU 782460 P.O. AND PS

DIPHU DIST. KARBI ANGLONG ASSAM

VERSUS

THE STATE OF ASSAM AND 6 ORS.

REP BY THE PRINCIPAL SECRETARY TO THE GOVT OF ASSAM KARBI

ANGLONG AUTONOMOUS COUNCIL DIPHU 782460 KARBI ANGLONG

ASSAM

2:THE SECRETARY

TO THE REVENUE DEPTT KARBI ANGLONG AUTONOMOUS COUNCIL

DIPHU 782460 KARBI ANGLONG ASSAM

3:THE JOINT SECRETARY

REVENUE DEPTT BEING THE COMPETENT AUTHORITY FOR LAND

ACQUISITION KARBI ANGLONG AUTONOMOUS COUNCIL DIPHU 782460

KARBI ANGLONG ASSAM

4:THE ASSISTANT REVENUE OFFICER

DIPHU REVENUE CIRCLE KARBI ANGLONG AUTONOMOUS COUNCIL

DIPHU 782460 KARBI ANGLONG ASSAM

5:THE MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

REP BY THE GENERAL MANAGER NATIONAL HIGHWAYS AND

INFRASTRUCTURE DEVELOPMENT CORPORATION LTD NHIDCL DIPHU

782460 KARBI ANGLONG ASSAM

6:THE DIVISIONAL FOREST OFFICER
KARBI ANGLONG EAST DIVISION DIPHU 782460 KARBI ANGLONG
AUTONOMOUS COUNCIL ASSAM

7:THE SUPERINTENDENT OF POLICE
KARBI ANGLONG DIPHU ASSA

Advocate for the Petitioner : MR. M P CHOUDHURY

Advocate for the Respondent : SC, K A A C

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 19.12.2023

Heard Mr. M.P. Choudhury, learned counsel for the applicant; Mr. J. Chutia, learned Standing Counsel, Karbi Anglong Autonomous Council [KAAC]; Mr. R.K. Talukdar, learned Standing Counsel, NHIDCL; and Mr. S. Baruah, learned Junior Government Advocate, Assam for the state respondents.

2. The applicant as the writ petitioner, has preferred the connected writ petition, W.P.[C] no. 6620/2023 to assail an order dated 21.06.2023 passed by the Joint Secretary, Department of Revenue, KAAC & Competent Authority for Land Acquisition [CALA].

3. The instant interlocutory application has been preferred by the applicant-writ petitioner seeking amendment/correction in the Cause-Title in the connected writ petition in so far as the particulars pertaining to the party-respondent no. 1 and party-respondent no. 5 in the array of respondents are concerned.

4. It has been averred that due to inadvertent typographical errors, the

particulars of the party-respondent no. 1 have been shown as 'The State of Assam, represented by the Principal Secretary to the Government of Assam, Karbi Anglong Autonomous Council, Diphu – 782460, Karbi Anglong, Assam' instead of 'The State of Assam, represented by the Principal Secretary to the Government of Assam, Revenue and Disaster Management Department, Assam Secretariat, Dispur, Guwahati – 781006'.

5. Similarly, the particulars of the party-respondent no. 5 have been reflected as 'The Ministry of Road Transport and Highways, represented by the General Manager, National Highways and Infrastructure Development Corporation Ltd. [NHIDCL], Diphu – 782460, Karbi Anglong, Assam' instead of 'The General Manager, National Highways and Infrastructure Development Corporation Ltd. [NHIDCL], Diphu – 782460, Karbi Anglong, Assam'.

6. It is submitted on behalf of the applicant-writ petitioner that such corrections are required for effective adjudication of the connected writ petition.

7. The prayer for amendment/correction in the Cause-Title in the connected writ petition has not been objected to by the learned counsel appearing for the opposite parties.

8. I have gone through the statements and averments made in this interlocutory application and it appears that the mistakes crept in the connected writ petition appears to be inadvertent ones. For effective adjudication of the issues involved in the connected writ petition, such amendment/correction as regards the party-respondent no. 1 and party-respondent no. 5 appear necessary. Accordingly, the instant interlocutory application has been allowed.

9. The office to cause necessary correction in the Cause-Title of the

connected writ petition in so far as the party-respondent no. 1 and the party-respondent no. 5 are concerned in the manner indicated above. For facilitating such amendment/correction, the learned counsel for the applicant-writ petitioner shall file an amended Cause-Title in terms of the Notification no. 79 dated 19.06.2023 by tomorrow i.e. 20.12.2023.

10. Thereafter, list the connected writ petition immediately after the ensuing winter vacation in the motion column.

JUDGE

Comparing Assistant