

GAHC030006082019



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

Case No. : Cont.Cas(C)/32/2019

AZ Viasa and 55 Ors.

Laki, Tuipang, Mizoram 2: LV Hnietha

Laki

Tuipang

Mizoram

3: Beihi

Laki

Tuipang

Mizoram

4: B John rice

Laki

Tuipang

Mizoram

5: B Valley

Laki

Tuipang

Mizora

VERSUS

Sh. Subhash Sharma, Secretary, BRDB and 12 ORs.

Sena Bhawan, B wing, New Delhi-110010 2: Brig Birender Singh

Chief Engineer

BRTF

C/o 99APO

3: R Lalramnghaka

Secretary

Land Revenue and Settlement

Mizoram

4:Bhupesh Chaudary
Deputy Commissioner
Siaha District
Mizoram

5:N Pachhunga
Senior Revenue Officer
Mara Autonomous District Council
Siaha

6:Sh Manu Prasad
Chief Engineer
Border Road Task Force (BRTF)
Project Pushpak GREF
C/o 99 APO

7:Sh R.Zarzosanga
Secretary to the Govt. of Mizoram
Land Revenue and Settlement Dept.
Aizawl

8:Sh Kasadhar
Dy. Commissioner
Siaha District
Siaha

9:ShP.N.Yadav
Chief Engineer
BRTF
Project Pushpak GREF
C/o 99 APO

10:Sh Lalsangliana
Dy. Commissioner
Siaha District
Siaha

11:Sh Pheiki Solo
Senior Revenue Officer
Mara Autonomous Council
Siaha District
Mizoram

12:Sh S.P.Kolipecy
Chief Engineer
Border Road Task Force (BRTF)
Project Pushpak GREF

C/o 99 APO

13:Sh Lalhmunsanga Hnamte
Deputy Commissioner
Siaha District
Mizora

Advocate for the Petitioner : Ms Dinary T Azyu

Advocate for the Respondent : Ms. Mary Lalruatkimi Khiangte for R4, R7, R8 & R10

Linked Case : I.A.(Civil)/5/2023

Sh. AZ Viasa and 55 Ors.
Laki
Siaha District
Mizoram

2: Sh. LV Hneitha
Laki
Siaha District
Mizoram

3: Sh. Beihi
Laki
Siaha District
Mizoram

4: Sh. B John Rice
Laki
Siaha District
Mizoram

5: Sh. B. Valy
Laki
Siaha District
Mizoram

6: Sh. P. Beichakaosa
Laki
Siaha District
Mizoram

7: Sh. HC. Riachhua
Laki
Siaha District
Mizoram

8: Sh. K. Samuelson
Laki
Siaha District
Mizoram

9: Sh. Beirothlo
Laki
Siaha District
Mizoram

10: Sh. P. Chiahu
Laki
Siaha District
Mizoram

11: Sh. K. Thaichhua
Laki
Siaha District
Mizoram

12: Sh. Bawchi
Laki
Siaha District
Mizoram

13: Sh. HC. Chikhai
Laki
Siaha District
Mizoram

14: Sh. B. Valy
Laki
Siaha District
Mizoram

15: Sh. T. Beihrohnei
Laki
Siaha District
Mizoram

16: Sh. HC. Beithlalo
Laki
Siaha District

Mizoram

17: Sh. K. Lalhmingansanga
Laki
Siaha District
Mizoram

18: Smt. N. Mary John
Laki
Siaha District
Mizoram

19: Sh. B. Lychhua
Laki
Siaha District
Mizoram

20: Sh. T. Lemo
Laki
Siaha District
Mizoram

21: Sh. S. Lawmi
Laki
Siaha District
Mizoram

22: Sh. L. Zakhu
Laki
Siaha District
Mizoram

23: Sh. Lalchawiliana
Laki
Siaha District
Mizoram

24: Sh. HC Rabei
Laki
Siaha District
Mizoram

25: Sh. T. Hari
Laki
Siaha District
Mizoram

26: Sh. HC Vauma

Laki
Siaha District
Mizoram

27: Sh. P. Rubena
Laki
Siaha District
Mizoram

28: Sh. T. Vabeihrohnei
Laki
Siaha District
Mizoram

29: Sh. Zoro B. Kepha
Laki
Siaha District
Mizoram

30: Sh. C. Kechai
Laki
Siaha District
Mizoram

31: Sh. C. Duhkima
Laki
Siaha District
Mizoram

32: Sh. K. Khosa
Laki
Siaha District
Mizoram

33: Sh. Socha
Laki
Siaha District
Mizoram

34: Sh. C. Khedo
Laki
Siaha District
Mizoram

35: Sh. S. Beipathai
Laki
Siaha District
Mizoram

36: Sh. AZ Habaku
Laki
Siaha District
Mizoram

37: Sh. M. Beichhuaha
Laki
Siaha District
Mizoram

38: Sh. ZT Zephatha
Laki
Siaha District
Mizoram

39: Sh. M. Beirasia
Laki
Siaha District
Mizoram

40: Sh. Lekhai
Laki
Siaha District
Mizoram

41: Sh. L. Zamau
Laki
Siaha District
Mizoram

42: Sh. P. Siluana
Laki
Siaha District
Mizoram

43: Sh. B. Chichho
Laki
Siaha District
Mizoram

44: Sh. Beihrotlua Hychho
Laki
Siaha District
Mizoram

45: Smt. B. Sozi
Laki

Siaha District
Mizoram

46: Sh. T. Seido
Laki
Siaha District
Mizoram

47: Sh. C. Hmuako
Laki
Siaha District
Mizoram

48: Sh. Benjamin Chozah
Laki
Siaha District
Mizoram

49: Sh. M. Zahre
Laki
Siaha District
Mizoram

50: Sh. T. Beili
Laki
Siaha District
Mizoram

51: Sh. HC Ralua
Laki
Siaha District
Mizoram

52: Sh. Sero
Laki
Siaha District
Mizoram

53: Sh. HC Rizaw
Laki
Siaha District
Mizoram

54: Sh. K. Reili
Laki
Siaha District
Mizoram

55: Sh. Pakhai
Khopai
Siaha District
Mizoram

56: Sh. Dahlu
Laki
Siaha District
Mizoram
VERSUS

Sh. Subhash Sharma
Secretary
BRDB and 9 Ors.
Sena Bhavan B Wing
New Delhi

2:Brig. Birender Singh
Chief Engineer
BRTF
Project Pushpak GREF
C/o 99 APO

3:Sh. R. Lalramnghaka
Secretary
Land Revenue and Settlement Department
Aizawl

4:Sh. Bhupesh Chaudhury
D.C.
Siaha District
Siaha

5:Sh. N. Pachhunga
Sr. Revenue Officer
MADC
Siaha

6:MANV Prasad
Chief Engineer
BRTF
Project Pushpak
GREF
C/o 99 APO

7:Sh. R. Zarzosanga
Secretary
Govt. of Mizoram

Land Revenue and Settlement Department
Aizawl

8:Sh. Kesavan R
DC
Siaha District
Siaha
Siaha

9:Sh. P.N. Yadav
Chief Engineer
BRTF
Project Pushpak
GREF
C/o 99 APO

10:Sh. Lalsangliana
DC
Siaha District
Siaha

Advocate for the Petitioner : Ms Dinari T Azyu
Advocate for the Respondent : Ms. Mary Lalruatkimi Khiangte for R4
R7 and R8

Linked Case : I.A.(Civil)/55/2022

Sh. A.Z. Viasa and 55 Ors.
Laki
Tuipang
Mizoram

VERSUS

Subhash Sharma and 8 Ors.
New Delhi

Advocate for the Petitioner : Ms Dinari T Azyu
Advocate for the Respondent : Ms. Mary Lalruatkimi Khiangte for R4
R7 & R8

Linked Case : I.A.(Civil)/32/2023

AZ Viasa and 55 Ors.
S/o AZ Zotha
Laki
Siaha District
Mizoram

VERSUS

Sh Subhash Sharma and 11 Ors.
Secretary
Border Roads Development Board (BRDB)
Sena Bhavan B Wing
New Delhi-110010

Advocate for the Petitioner : Ms Dinari T Azyu
Advocate for the Respondent : Ms. Mary Lalruatkimi Khiangte for R8 & R10

**BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO
ORDER**

Date : 26.04.2023

Ms. Zairemsangpuii, learned CGC has produced a communication dated 10.03.2023, wherein at paragraph No. 4, it is stated that approval of Award No. 5, Additional-I of 2021 for construction of K-P-T road at Km 20.00 to 30.00 in Siaha District Mizoram amounting to Rs. 1,91,79,312.00 was received from the Government of Mizoram, Land Revenue & Settlement Department vide letter dated 07.04.2022. However, Corrigendum to RAE is under process for additional land compensation. After sanction of Job, payment will be made to land owners.

Be it stated herein that out of the 43 writ petitioners, only 7 (seven) of them

have not been paid. The aforesaid amount pertains to the payment to be made to the 7 (seven) petitioners.

The learned CGC shall obtain appropriate instructions from the respondent authority concerned regarding the corrigendum to RAE, which is under process by the next Court date. The learned CGC shall also inform the Court, by which time the amount of compensation can be disbursed to the 7 (seven) land owners.

List the matter again **after 2 (two) weeks**.

The Communication dated 10.03.2023 is placed on record and marked as 'Z' for identification.

JUDGE

Comparing Assistant