

GAHC040003862023



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

Case No. : WP(C)/143/2023

Yura Tachik
S/o Lt. Yura Maji,
Permanent Resident of Village Lodokore, PO/PS Tali, District Kra Daadi, Arunachal Pradesh and presently residing at Niya Colony, Itanagar, PO/PS Itanagar, District Papum Pare, Arunachal Pradesh. Mob. No. 9402222432

VERSUS

THE STATE OF AP and 9 Ors.
Represented by the Secretary (Land Management), Govt. of Arunachal Pradesh, Itanagar.

2:The Director (Land Management)

Age: 0

Occupation :

Govt. of Arunachal Pradesh

Itanagar.

3:The Deputy Commissioner

Age: 0

Occupation :

Kra Daadi District

Govt. of Arunachal Pradesh.

4:Yura Taha

Age: 0

Occupation :

HGB

Lt. Yura Takar

Resident of Lodekore Village

PO Tali

PS Palin

District Kra Daadi District

Arunachal Pradesh.

5:Yarda Saba

Age: 0

Occupation :

HGB

S/o Lt. Yarda Tamin

Resident of Yarda Village

PO Tali

PS Palin

District Kra Daadi District

Arunachal Pradesh.

6:Tagru Dochu

Age: 0

Occupation :

GB

S/o Lt. Tagru Tapak

Resident of Dotte Village

PO Tali

PS Palin

District Kra Daadi

Arunachal Pradesh.

7:Nabam Tanu

Age: 0

Occupation :

GB

S/o Lt. Nabam Tamam.

Resident of Roing Village

PO Tali

PS Palin

District Kra Daadi

Arunachal Pradesh.

8:Lindum Nikla

Age: 0

Occupation :

HGB

S/o Lt. Lindum Tama

Resident of Village Dogha

PO Tali

PS Palin

District Kra Daadi

Arunachal Pradesh.

9:Lindum Tatuk

Age: 0

Occupation :
GB
S/o Lt. Lindum Tagak
Resident of Village Magney
PO Tali
PS Palin
District Kra Daadi
Arunachal Pradesh.

10:Gichik Tadik
Age: 0
Occupation :
S/o Gichik Tadar
Resident of Village Lengdi
PO Tali
PS Palin
District Kra Daadi
Arunachal Pradesh

Advocate for the Petitioner : Neelam Taje, L Tatam

Advocate for the Respondent : GA (AP), N Tate,T Torum,Dugmar Kamduk,SC(Land Management),Elina Perme

BEFORE
HON'BLE MR. JUSTICE KARDAK ETE

O R D E R

Date : 09.09.2024.

Heard Mr. N. Taje, learned counsel for the petitioner. Also heard Mr. D. Kamduk, learned Standing Counsel, Land Management Department appearing for respondent Nos.1 & 2 and Ms. R. Basar, learned State Counsel for the Respondent No.3.

Essentially, the challenge made in this petition by the petitioner is to the declaration letter issued by All Tali Area Gaon Burah Welfare Association

(ATAGBWA), dated 29.11.2022, whereby, after deliberation of the land dispute between the petitioner and one Gichik Tadak, the Head Gaon Burha and Gaon Burhas have declared that the petitioner has no right to claim the land (Gangtung) by granting the ownership to said Gichik Tadak to take possession of the land and allowed him to execute the pending work on the land (Gangtung).

Having, considered that any person aggrieved by the decision of the village authority, has the remedy to approach the Civil Court, by way of an Appeal and on the prayer of learned counsel for the petitioner Mr. N. Taje, who fairly has submitted that he may be allowed to withdraw the Writ Petition, with the liberty to approach the appropriate Civil Court, I deem it appropriate to allow the same.

Accordingly, the Writ Petition stands disposed of on withdrawal, with a liberty to approach the competent jurisdictional Civil Court, in accordance with the provisions of law.

JUDGE

Comparing Assistant