

GAHC040014712024



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

Case No. : IA(C)/204/2024

Marto Kamgo
Son of Late Kimar Kamgo, permanent resident of Kamki village, PO and PS Kamba,
West Siang District, Arunachal Pradesh.

VERSUS

The State of AP and 23 Ors
represented by the Chief Secretary, Govt of Arunachal Pradesh, Itanagar 791111

2:The Commissioneer/ Secretary

Age: 0

Occupation :

Department of Power

Govt of Arunachal Pradesh

Itanagar.

3:The Chairman

Age: 0

Occupation :

Departmental Promotion Committee dated 10.06.2022

4:The Chief Engineer

Age: 0

Occupation :

Department of Power

Govt of Arunachal Pradesh

Itanagar.

5:Nima Tsering

Age: 0

Occupation :

Son of Late Towla Monpa

presently posted Assistant Engineer(E) Miao Electrical Division

Miao

Changlang District
Arunachal Pradesh

6:Hage Nengka
Age: 34
Occupation :
Son of Hage Obin
presently posted Assistant Electrical Inspector
Ziro
Lower Subansiri District
Arunachal Pradesh

7:Purik Buchi
Age: 34
Occupation :
Son of Jumpu Buchi
presently posted Assistant Engineer (E) SLDC Sub Division
Itanagar
Papumpare District
Arunachal Pradesh

8:Moli Kamki
Age: 36
Occupation :
Son of Remo Kamki
presently posted Assistant Engineer (E) Grid Station Sub Division
Itanagar
Papumpare District
Arunachal Pradesh

9:Deken Boje
Age: 42
Occupation :
Son of Lukde Boje
presently posted Assistant Engineer (E) Khonsa Electrical Sub Division
Khonsa
Tirap District
Arunachal Pradesh

10:Yumnya Yongam
Age: 35
Occupation :
Son of Late Minyum Yomgam
presently posted Assistant Engineer (E) Grid Station Sub Division
Deomali
Tirap District
Arunachal Pradesh

11:Nabum Gamin

Age: 45

Occupation :

Son of Nabum Saha

presently posted Assistant Engineer (E) Doimukh Electrical Sub Division

Doimukh

Papumpare District

Arunachal

12:Gyati Nobin

Age: 33

Occupation :

Son of Gyati Tada

presently posted Assistant Engineer (E) Kanubari Electrical Sub Division

Kanubari

Longding District

Arunachal Pradesh

13:Miss Jumyir Lollen

Age: 0

Occupation :

Daughter of Tojum Lollen

presently posted Assistant Engineer (E) Mechuka Electrical Sub Division

Shi Yomi District

Arunachal Pradesh

14:Miss Minpi Tasar

Age: 0

Occupation :

Daughter of Late Pemin Gadi

presently posted Assistant Engineer (E) Roing Electrical Sub Division

Roing

Lower Dibang Valley District

Arunachal Pradesh

15:Neelam Raba

Age: 0

Occupation :

Son of Neelam Takhi

presently posted Assistant Engineer (E) Yazali Electrical Sub Division

Yazali

Lower Subansiri District

Arunachal Pradesh

16:Motel Basar

Age: 38

Occupation :

Son of Late Emo Basar

presently posted Assistant Engineer (E) Deomali Electrical Sub Division
Deomali
Tirap District
Arunachal Pradesh

17:Kajen Tamin
Age: 40
Occupation :
Son of Late Pakko Debom
presently posted Assistant Engineer (E) Daporijo Electrical Sub Division
Daporijo
Upper Subansiri District
Arunachal Pradesh

18:Todar Basar
Age: 37
Occupation :
Son of Late Dakto Basar
presently posted Assistant Engineer (E) Jairampur Electrical Sub Division
Jairampur
Changlang District
Arunachal Pradesh

19:Duyu Richo
Age: 36
Occupation :
Son of Duyu Gyute
presently posted Assistant Engineer (E) Grid Station Sub Division
Daporijo
Upper Subansiri District
Arunachal Pradesh

20:Oyi Nasi
Age: 33
Occupation :
Son of Maglom Nasi
presently posted Assistant Engineer (E) Dumprijo Electrical Sub Division
Upper Subansiri District
Arunachal Pradesh

21:Hage Habung
Age: 34
Occupation :
Son of Hage Hailyang
presently posted Assistant Engineer (E) Grid Station Sub Division
Khuppi
West Kameng District
Arunachal Pradesh

22:Nyanu Doji

Age: 34

Occupation :

Son of Karnya Doji

presently posted Assistant Engineer (E) Changlang Electrical Sub Division

Changlang District

Arunachal Pradesh

23:Kipa Kame

Age: 41

Occupation :

Son of Kipa Nikio

presently posted Assistant Engineer (E) Grid Station Sub Division

Pasighat

East Siang District

Arunachal Pradesh

24:Doge Ete

Age: 38

Occupation :

Son of Nyado Ete

presently posted Assistant Engineer (E) Nacho Electrical Sub Division

Upper Subansiri District

Arunachal Pradesh

Advocate for the Petitioner : Idak Bam,

Advocate for the Respondent : GA (AP), SC(Power),Lissing Perme

:::BEFORE:::

HON'BLE MRS. JUSTICE MITALI THAKURIA

HON'BLE MR. JUSTICE BUDI HABUNG

06.11.2024

(M. Thakuria, J)

Heard Mr. R. Saikia, learned counsel for the applicant.

Also heard Mr. L. Perme, learned counsel for respondent Nos. 2 & 4; Mr. Y. Riram, learned Junior Govt. Advocate for respondent Nos. 1 & 3; and Mr. D.

Panging, learned counsel for private respondent Nos. 5 to 24.

This is an application under Section 5 of the Limitation Act for condoning the delay of 31 days in preferring the connected writ appeal against the impugned judgment and order dated 31.08.2024 passed in WP (C) 149 (AP) 2023.

It is submitted by Mr. R. Saikia, learned counsel for the applicant that the due to eye ailment of the applicant, he could not file the appeal within the stipulated time period as he was advised by the attending Doctor to take bed rest.

The grounds for delay in filing the connected appeal has been explained in paragraph No. 2 of the condonation application. Inter-alia stating therein that the applicant was suffering from eye ailments and he was undergoing medical treatment at Sankardeva Nethralaya at Guwahati, Assam.

On perusal of the ground stated in the above paragraph No. 2 of the condonation application, I am fully satisfied that the applicant has been able to show a sufficient cause for not preferring the connected appeal within the stipulated time period.

Further, the learned counsel for the respondents have also fairly submitted that the ground stated by the applicant is a good ground for condonation of delay.

For the ends of justice and fair trial, the learned counsel for the respondents have no objection, if the delay of 31 days in filing the connected appeal is condoned.

In view of the above, the delay of 31 days in filing the connected appeal is hereby condoned.

With the above observation, the interlocutory application stands allowed and disposed of.

Registry to list the connected writ appeal on 11.11.2024.

JUDGE

JUDGE

tal/cm

Comparing Assistant