

GAHC040018242024



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

Case No. : IA(C)/259/2024

Bharat Cheda

Son of Shri Bolu Cheda, resident of Chimpu, Itanagar, PO RK Mission, PS Chimpu,
Papumpare District, Arunachal Pradesh.

VERSUS

The State of AP and 87 Ors

represented by the Chief Secretary, Govt of Arunachal Pradesh, Itanagar. 2:The
Secretary

Age: 0

Occupation :

Public Health and Engineering Department

Government of Arunachal Pradesh

Itanagar.

3:The Secretary

Age: 0

Occupation :

Administrative Reforms

Government of Arunachal Pradesh

Itanagar.

4:Er Doge Kamduk

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Tawang Sub-Division

P.O/P.S. Tawang

District Tawang Government of Arunachal Pradesh.

5:Er Tarh Kalung

Age: 0

Occupation :
Assistant Engineer
Office of the PHED and WS
Lumla Sub-Division
P.O/P.S. Lumla
District Tawang Government of Arunachal Pradesh.

6:Er. Jambe Gambu Lama
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Jang Sub-Division
P.O/P.S. Tawang
District Tawang Government of Arunachal Pradesh.

7:Er Chello Sanjay
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Bomdila Sub-Division
P.O/P.S. Bomdila
District West Kameng
Government of Arunachal Pradesh.

8:Er Raju Bagang
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Rupa Sub-Division
P.O/P.S. Rupa
District West Kameng
Government of Arunachal Pradesh.

9:Er Osem Moyong
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Jang Sub-Division
P.O/P.S. Tawang
District Tawang Government of Arunachal Pradesh.

10:Er Kipa Raju
Age: 0
Occupation :

Junior Engineer
In-Charge AE
Office of the PHED and WS
Thrizino Sub-Division
P.O/P.S. Thrizino
District West Kameng
Government of Arunachal Pradesh.

11:Er. Sang Khandu Thongdok
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Dirang Sub-Division
P.O/P.S. Dirang
District West Kameng
Government of Arunachal Pradesh.

12:Er Tabuk Taga
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Seppa Sub-Division
P.O/P.S. Seppa
District East Kameng
Government of Arunachal Pradesh.

13:Er Mayan Kino
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Bana Sub-Division
P.O-Seppa
P.S-Bana
District East Kameng Government of Arunachal Pradesh.

14:Er Harang Sonam
Age: 0
Occupation :
Junior Engineer
In-Charge AE
Office of the PHED and WS
Khenewa Sub-Division
P.O-Khenewa
P.S-Khenewa
District East Kameng Government of Arunachal Pradesh.

15:Er. Takap Lamrah
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Chayang Tajo Sub-Division
P.O- Chayang Tajo
P.S-Seppa
District East Kameng
Government of Arunachal Pradesh.

16:Er Takhe Pussang
Age: 0
Occupation :
ASW
Office of the PHED and WS
Itanagar Division
P.O- Itanagar
P.S-Itanagar
District Papum Pare
Government of Arunachal Pradesh.

17:Er Tad Logi
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Itanagar Sub-Division
P.O- Itanagar
P.S-Itanagar
District Papum Pare
Government of Arunachal Pradesh.

18:Er Jomnya Jini
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Sangdupota Sub-Division
P.O- Itanagar
P.S-Itanagar
District Papum Pare
Government of Arunachal Pradesh.

19:Er Bengia Sankio
Age: 0
Occupation :

ASW
Office of the PHED and WS
Itanagar Division
P.O- Naharlagun
P.S-Naharlagun
District Papum Pare
Government of Arunachal Pradesh.

20:Er Tamchi Shyam
Age: 0
Occupation :
Junior Engineer
Office of the PHED and WS
Naharlagun Division
P.O- Naharlagun
P.S-Naharlagun
District Papum Pare
Government of Arunachal Pradesh.

21:Er Nabam Cheda
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Yachuli Sub- Division
P.O- Yachuli
P.S-Yachuli
District Lower Subansiri
Government of Arunachal Pradesh.

22:Er Likha Topu
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Yazali Sub- Division
P.O- Yazali
P.S-Yazali
District Lower Subansiri
Government of Arunachal Pradesh.

23:Er Kapu Takar
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Raga Sub- Division
P.O- Raga

P.S-Raga
District Kamle
Government of Arunachal Pradesh.

24:Er Modang Ritu
Age: 0
Occupation :
ASW
Office of the PHED and WS
Yupia Division
P.O- Yupia
P.S-Yupia
District Papum Pare
Government of Arunachal Pradesh.

25:Er Lova Yekar
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Karsingsa Sub- Division
P.O-Banderdewa
P.S- Banderdewa
District Papum Pare
Government of Arunachal Pradesh.

26:Er Konya Lollen
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Balijan Sub- Division
P.O-Balijan
P.S- Balijan
District Papum Pare
Government of Arunachal Pradesh.

27:Er Tana Zoma
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Sagalee Sub- Division
P.O-Sagalee
P.S- Sagalee
District Papum Pare
Government of Arunachal Pradesh.

28:Er Stam Channang
Age: 0
Occupation :
Junior Engineer
Office of the PHED and WS
Sangram Sub- Division
P.O-Sangram P.S- Sangram
District Kurung Kumey
Government of Arunachal Pradesh.

29:Er Dominic Bake
Age: 0
Occupation :
Junior Engineer
Office of the PHED and WS
Damin Sub- Division
P.O-Damin
P.S- Parsi Parlo
District Kurung Kumey
Government of Arunachal Pradesh.

30:Er Tadar Tahar
Age: 0
Occupation :
Junior Engineer
Office of the PHED and WS
Palin Sub- Division
P.O-Palin
P.S- Palin
District Kra-Daadi
Government of Arunachal Pradesh.

31:Er Tam Tadam
Age: 0
Occupation :
Junior Engineer
Office of the PHED and WS
Chambang Sub- Division
P.O-Chambang
P.S- Palin
District Kra-Daadi
Government of Arunachal Pradesh.

32:Er Tai Doru
Age: 0
Occupation :
Junior Engineer
In-Charge AE

Office of the PHED and WS
Tali Sub- Division
P.O-Tali
P.S- Tali
District Kra-Daadi
Government of Arunachal Pradesh.

33:Er Tepak Jini
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Pipsorang Sub- Division
P.O
P.S- Pipsorang
District Kurung Kumey
Government of Arunachal Pradesh.

34:Er Lalum Jeram
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Daporijo Sub- Division
P.O/ P.S- Daporijo
District Upper Subansiri
Government of Arunachal Pradesh.

35:Er Tapi Nima
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Dumporijo Sub- Division
P.O/ P.S- Dumporijo
District Upper Subansiri
Government of Arunachal Pradesh.

36:Er Kabong Tayeng
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Mariyang Sub- Division
P.O/ P.S- Mariyang
District Upper Siang
Government of Arunachal Pradesh.

37:Er Sengom Taknyo
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Katan Sub- Division
P.O/ P.S- Katan
District Upper Siang
Government of Arunachal Pradesh.

38:Er Atit Miyu
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Tuting Sub- Division
P.O/ P.S- Tuting
District Upper Siang
Government of Arunachal Pradesh.

39:Er Aini Taggu
Age: 0
Occupation :
ASW
Office of the PHED and WS
Pasighat Division
P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh.

40:Er Jumkar Basar
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Pasighat Division
P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh.

41:Er Eleena Gao
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Pasighat Division
P.O/ P.S- Pasighat
District East Siang

Government of Arunachal Pradesh.

42:Er Tajing Darang

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Pasighat Sub- Division

P.O/ P.S- Pasighat

District East Siang

Government of Arunachal Pradesh.

43:Er Rana Tok

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Nari Division

P.O/ P.S- Nari

District East Siang

Government of Arunachal Pradesh.

44:Er Kamak Tayeng

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Mebo Division

P.O/ P.S- Mebo

District East Siang

Government of Arunachal Pradesh.

45:Er Tadung Padung

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Bilat Division

P.O/ P.S- Bilat

District East Siang

Government of Arunachal Pradesh.

46:Er Tumba Ingo

Age: 0

Occupation :

ASW

Office of the PHED and WS

Pangin Division

P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh.

47:Er Tai Senlung
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Pangin Division
P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh.

48:Er Tagong Taggu
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Jomlo Sub- Division
P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh.

49:Er Itum Naso
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Aalo Sub- Division
P.O/ P.S- Aalo
District West Siang
Government of Arunachal Pradesh.

50:Er Durik Kato
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Yomcha Sub- Division
P.O/ P.S- Yomcha
District East Siang
Government of Arunachal Pradesh.

51:Er Jomba Loya
Age: 0
Occupation :
Assistant Engineer

Office of the PHED and WS
Aalo West Sub- Division
P.O/ P.S- Aalo
District West Siang
Government of Arunachal Pradesh.

52:Er Dorik Bagra
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Mechuka Sub- Division
P.O/ P.S- Mechuka
District Shi Yomi
Government of Arunachal Pradesh.

53:Er Raju Samyor
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Tato Sub- Division
P.O/ P.S- Tato
District Shi Yomi
Government of Arunachal Pradesh.

54:Er Moli Tatu
Age: 0
Occupation :
ASW
Office of the PHED and WS
Likabali Division
P.O/ P.S- Likabali
District Lower Siang
Government of Arunachal Pradesh.

55:Er Kenjum Nyori
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Likabali Sub-Division
P.O/ P.S- Likabali
District Lower Siang
Government of Arunachal Pradesh.

56:Er Goba Kato
Age: 0

Occupation :
Assistant Engineer
Office of the PHED and WS
Gensi Sub-Division
P.O/ P.S- Gensi
District Lower Siang
Government of Arunachal Pradesh.

57:Er Nyomi Nyodu
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Basar Sub-Division
P.O/ P.S- Basar
District Lepa Rada
Government of Arunachal Pradesh.

58:Er Geli Noshi
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Tirbin Sub-Division
P.O/ P.S- Tirbin
District Lapa Rada
Government of Arunachal Pradesh.

59:Er Bhupan Khamyang
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Namsai Sub-Division
P.O/ P.S- Namsai
District Namsai
Government of Arunachal Pradesh.

60:Er Bomjom Ado
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Mahadevpur Sub-Division
P.O/ P.S- Mahadevpur
District Namsai
Government of Arunachal Pradesh.

61:Er Kenge Angu
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Wakro Sub-Division
P.O/ P.S- Wakro
District Namsai
Government of Arunachal Pradesh.

62:Er Kari Ete
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Tezu Sub-Division
P.O/ P.S- Tezu
District Lohit
Government of Arunachal Pradesh.

63:Er Doyum Rame
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Sunpura Sub-Division
P.O/ P.S- Sunpura
District Lohit
Government of Arunachal Pradesh.

64:Er Nipen Kr Saikia
Age: 0
Occupation :
ASW
Office of the PHED and WS
Changlang Division
P.O/ P.S- Changlang
District Changlang
Government of Arunachal Pradesh.

65:Er R J Longchang
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Changlang Sub- Division
P.O/ P.S- Changlang
District Changlang

Government of Arunachal Pradesh.

66:Er Gomo Riba

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Khimiyang Sub- Division

P.O/ P.S- Khimiyang

District Changlang

Government of Arunachal Pradesh.

67:Er Muntu Khimhun

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Bordumsa Sub- Division

P.O/ P.S- Bordumsa

District Changlang

Government of Arunachal Pradesh.

68:Er Tadar Kasung

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Nampong Sub- Division

P.O/ P.S- Nampong

District Changlang

Government of Arunachal Pradesh.

69:Er Jumli Ado

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Miao Sub- Division

P.O/ P.S- Miao

District Changlang

Government of Arunachal Pradesh.

70:Er Nadam Yate

Age: 0

Occupation :

Assistant Engineer

Office of the PHED and WS

Borduria-Bogapani Sub- Division

P.O/ P.S- Borduria
District Tirap
Government of Arunachal Pradesh.

71:Er Gumge Ete
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Longding Sub- Division
P.O/ P.S- Longding
District Tirap
Government of Arunachal Pradesh.

72:Er Takhe Chada
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Kanubari Sub- Division
P.O/ P.S- Kanubari
District Tirap
Government of Arunachal Pradesh.

73:Er Taya Doni
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Hayuliang Sub- Division
P.O/ P.S- Borduria
District Anjaw
Government of Arunachal Pradesh.

74:Er Erre Lingi
Age: 0
Occupation :
ASW
Office of the PHED and WS
Anini Division
P.O/ P.S- Anini
District Dibang Valley
Government of Arunachal Pradesh.

75:Er Tamo Karga
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Anini Sub- Division
P.O/ P.S- Anini

District Dibang Valley
Government of Arunachal Pradesh.
76:Er Osem Mongku
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Arzoo Sub- Division
P.O/ P.S- Arzoo
District Dibang Valley
Government of Arunachal Pradesh.
77:Er Kasu Borang
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Roing Sub- Division
P.O/ P.S- Roing
District Lower Dibang Valley
Government of Arunachal Pradesh.
78:Er Karju Yinyo
Age: 0
Occupation :
ASW
Office of the PHED and WS
Itanagar Mech. Division
P.O/ P.S- Itanagar
District Papum Pare
Government of Arunachal Pradesh.
79:Er Tarak Yach
Age: 0
Occupation :
Assistant Engineer
Office of the PHED and WS
Itanagar Mech. Division
P.O/ P.S- Itanagar
District Papum Pare
Government of Arunachal Pradesh.
80:Er Tana Chiyi
Age: 0
Occupation :
Assistant Engineer (PandD)
Office of the Chief Engineer (W/Z)
Department of PHED and WS
Itanagar
P.O/ P.S- Itanagar
District Papum Pare
Government of Arunachal Pradesh.

81:Er Kaling Paron

Age: 0

Occupation :

Assistant Engineer (PandD)

Office of the Chief Engineer (E/Z)

Department of PHED and WS

Itanagar

P.O/ P.S- Itanagar

District Papum Pare

Government of Arunachal Pradesh.

82:Er Hibu Kojin

Age: 0

Occupation :

Assistant Engineer (PandD)

Office of the Chief Engineer (E/Z)

Department of PHED and WS

Itanagar

P.O/ P.S- Itanagar

District Papum Pare

Government of Arunachal Pradesh.

83:Er Millo Ampu

Age: 0

Occupation :

Assistant Engineer (PandD)

Office of the Chief Engineer (DandP)

Department of PHED and WS

Itanagar

P.O/ P.S- Itanagar

District Papum Pare

Government of Arunachal Pradesh.

84:Er Najing Jamoh

Age: 0

Occupation :

Assistant Engineer (PandD)

Office of the Chief Engineer (San)

Department of PHED and WS

Itanagar

P.O/ P.S- Itanagar

District Papum Pare

Government of Arunachal Pradesh.

85:Er Epu Basar

Age: 0

Occupation :

Assistant Engineer (PandD)

Office of the Senior Engineer (Coord)

Department of PHED and WS

Naharlagun

P.O/ P.S- Naharlagun

District Papum Pare
Government of Arunachal Pradesh.
86:Er Neyi Tagu
Age: 0
Occupation :
Assistant Engineer (PandD-I)
Office of the Senior Engineer Bene (Aalo)
Department of PHED and WS
Aalo
P.O/ P.S- Aalo
District West Siang
Government of Arunachal Pradesh.

87:Er Tadang Tamuk
Age: 0
Occupation :
Assistant Engineer (PandD)
Office of the Senior Engineer Rupa
Department of PHED and WS
Rupa
P.O/ P.S- Rupa
District West Kameng
Government of Arunachal Pradesh.

88:Er Jomge Ete
Age: 0
Occupation :
Assistant Engineer (PandD)
Office of the Senior Engineer Pangin Department of PHED and WS
Pangin
P.O/ P.S- Pasighat
District East Siang
Government of Arunachal Pradesh

Advocate for the Petitioner : Arup Bhattacharjee,
Advocate for the Respondent : GA (AP),

:::BEFORE:::

HON'BLE MR. JUSTICE N. UNNI KRISHNAN NAIR

20.12.2024

Heard Mr. A. Bhattacharjee, learned counsel for the applicant and also heard Ms. T. Wangmo, learned State counsel representing State respondent Nos. 1 to 3.

The present Interlocutory Application has been instituted praying for correction of an error occasioning in the order dated 06.12.2024 passed by this Court in I.A. (C) No. 242 (AP) 2024.

I.A. (C) No. 242 (AP) 2024 was so instituted by the present applicants praying for impleading 85 persons as respondents in the connected writ petition being WP (C) 410 (AP) 2024. However, in the Cause title of the said I.A. i.e. I. A. (C) No. 242 (AP) 2024, it was inadvertently projected that the application was for impleading persons as party respondent Nos. 4 to 85 whereas actually it should have been respondent Nos. 4 to 88.

I have perused the contentions made in the present application and also considered the submission made by the learned counsel for the parties.

Admittedly, it is on account of an error on the part of the present applicants that in the order dated 06.12.2024 passed by this Court in I.A. (C) No. 242 (AP) 2024, the impleadment was so permitted in respect of only 81 persons and they were directed to be impleaded as respondent Nos. 4 to 85 whereas the said application was so filed for impleading 85 persons as party respondents and they ought to have been impleaded as respondent Nos. 4 to 88.

In view of the above position, this Court is of the considered view that the present Interlocutory Application requires to be allowed and the

learned counsel for the respondents have also not objected to the prayer made by the learned counsel for the applicant.

Accordingly, the word 81 (Eighty one) so occasioning in the order dated 06.12.2024 in I.A. (C) No. 242 (AP) 2024 shall now be read as "85" (Eighty Five). Further, the words "*respondent Nos. 4 to 85*" shall now be read as "*respondent Nos. 4 to 88*".

In view of the said correction, the applicant is allowed to implead private respondents as respondent Nos. 4 to 88 in the connected writ petition being WP (C) 410 (AP) 2024.

In terms of the above, this Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant