

GAHC010150192024



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

**Case No. : I.A.(Civil)/2303/2024**

THE NATIONAL HIGHWAY AND INFRASTRUCTURE DEVELOPMENT  
CORPORATION LTD.  
3RD FLOOR, PTI BUILDING, 4, PARLIAMENT STREET, NEW DELHI- 110001

VERSUS

PELE KHEZHIE AND 6 ORS  
SON OF LATE MHILUO KHEZHIE, RESIDENT OF VILLAGE D KHEL,  
KOHIMA, P.O. AND P.S. KOHIMA, NAGALAND- 797003, DISTRICT OF-  
KOHIMA, NAGALAND

2:THE STATE OF ASSAM  
REPRESENTED BY THE CHIEF SECRETARY  
GOVERNMENT OF ASSAM  
DISPUR  
GUWAHATI- 781006

3:THE KARBI ANGLONG AUTONOMOUS COUNCIL (KAAC)  
REPRESENTED BY ITS PRINCIPAL SECRETARY  
DIPHU  
KARBI ANGLONG

4:THE JOINT SECRETARY  
REVENUE  
KARBI ANGLONG AUTONOMOUS COUNCIL (KAAC)  
DIPHU  
KARBI ANGLONG

5:THE DEPUTY COMMISSIONER  
KARBI ANGLONG  
DIPHU

6:THE SUB-DIVISIONAL OFFICER (CIVIL)  
BOKAJAN

7:THE SUPERINTENDENT OF POLICE  
KARBI ANGLONG  
DIPH

For the Applicant(s) : Mr. R. K. Talukdar, SC, NHIDCL  
For the Respondent(s) : Mr. J. Kalita, Advocate  
: Mr. D. Nath, Sr. Government Advocate  
: Mr. R. S. Ronghang, SC, KAAC

**BEFORE  
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

**ORDER**

**Date : 14.08.2024**

Heard Mr. R. K. Talukdar, the learned Standing counsel appearing on behalf of the Applicant and Mr. J. Kalita, the learned counsel appearing on behalf of the petitioner in the accompanying writ petition.

2. The instant application has been filed by the NHIDCL for striking out the name from the accompanying writ petition inasmuch as, as regards the acquisition proceedings or the project in question which is the subject matter of the acquisition, the NHIDCL have no role.

3. Mr. D. Nath, the learned Government Advocate appearing on behalf of the PWD, NH Division submitted that it is the PWD, NH Division who is the requiring authority for the purpose of construction of the road.

4. Taking into account that the NHIDCL has no role to play, this Court therefore strikes out the name of the Respondent No.4 from the array of parties in the accompanying writ petition.

5. The learned counsel for the Petitioner in the accompanying writ petition is directed to file a fresh memo of parties by 19.08.2024 before the Registry of this Court and the Registry shall on the basis of the instant order as well as the Memo of Parties to be filed make necessary correction in the cause title and update the same in the CIS.

6. I.A. stands allowed.

**JUDGE**

**Comparing Assistant**