

GAHC010172132024



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

Case No. : WA/300/2024

ABDUL KUDDUS LASKAR
S/O- LATE MADARIS ALI LASKAR, R/O- VILL AND P.O. NEAIRGRAM, PART-II,
DIST.- CACHAR, ASSAM, PIN- 788013

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, DEPARTMENT OF REVENUE AND DM (LR), ASSAM (CIVIL)
SECRETARIAT, DISPUR, GUWAHATI- 06

2:THE SECRETARY TO THE GOVT. OF INDIA
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS
GOVERNMENT OF INDIA
TRANSPORT BHAWAN
PARLIAMENT STREET
NEW DELHI
PIN- 110001

3:THE MANAGING DIRECTOR
NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT
CORPORATION LIMITED
1ST AND 2ND FLOOR
TOWER A
WORLD TRADE CENTRE
NAUROJI NAGAR
NEW DELHI
110029

4:THE DISTRICT COMMISSIONER CUM COLLECTOR
CACHAR
SILCHAR

ASSAM
PIN- 788001

5:THE ADDITIONAL DISTRICT COMMISSIONER
REVENUE
CACHAR
ASSAM
PIN- 788001

6:THE DEPUTY GENERAL MANAGER (P)
NHIDCL
PMU-SILCHAR
PESKAR LANE
SONAI ROAD
KANAKPUR PART-I
SILCHAR- 788006
ASSA

Advocate for the Petitioner : MR. A R BHUYAN, MR N Z CHOUDHURY,MR S ABDULLAH

Advocate for the Respondent : GA, ASSAM, SC, NHAI,SC, REVENUE

**BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM**

ORDER

02.09.2024

(Vijay Bishnoi, CJ)

This Writ Appeal is filed by the appellant being aggrieved with the order dated 31.07.2024 passed by the learned Single Judge in WP(C) No.3746/2024 whereby the learned Single Judge has refused to interfere in the Writ Petition filed by the appellant while observing that the Writ Petition is premature.

2. The appellant had approached the Writ Court seeking a direction upon the respondent authorities to dispose of the appeal/representation/ objection filed by him on 13.03.2024 in response to the notification issued under Section 3 C of the National Highway Act, 1956. The learned Single Judge has observed

that since determination of the compensation is not done by the competent authority, the Writ Petition filed by the appellant is premature.

3. Having heard the learned counsel for the appellant and after going through the materials available on record, we do not find any case for interference. Hence, this Writ Appeal is dismissed.

However, it is clarified that if the authorities have not decided the objection filed by the appellant till this date, it is expected that the same shall be considered and decided expeditiously.

JUDGE

CHIEF JUSTICE

Comparing Assistant