



2026:MNHC:191-DB

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REPORTABLE

Sl. No. 4

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

Review Petition No. 8 of 2026

Ref:- WA No. 25 of 2025

1. The Union of India, represented by the Secretary, Ministry of Road Transport and Highways, Transport Bhawan 1, Parliament Street, New Delhi-110001, Government of India.
2. The National Highways and Infrastructure Development Corporation Limited (NHIDCL), represented by its General Manager (T), having its office at NHIDCL, HQ, 3rd Floor PTI building, 4 Parliament Street, New Delhi – 110001.
3. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its office at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West Manipur – 795004. (now represented by Deputy General Manager (P), Regional Office, Imphal, National Highway and Infrastructure Development Corporation (NHIDCL).

..... Review Petitioners

-Versus-

1. Shri. Hem Sagar Uprety, aged about 59 years, S/o Hari Prasad Uprety, resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur-795122.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Kangpokpi, Manipur – 795129.

..... Respondents

BEFORE
HON'BLE THE CHIEF JUSTICE MR. M. SUNDAR
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH

For Review Petitioners	Mr. BP Sahu, senior advocate instructed by Mr. W. Darakeshwar, Sr.PCCG (Senior Panel Counsel for Central Government) on record
Date of Judgment and Order	27.08.2026

JUDGMENT AND ORDER
(ORAL)

[M. Sundar, CJ]

[1] The following abbreviations/short forms are used in this order for the sake of brevity/convenience and clarity:

Sl. No.	Abbreviations/ Short Forms	Full Form/Expansion
1.	WA	Writ Appeal
2.	WAs	Writ Appeals
3.	WP	Writ Petition
4.	WPs	Writ Petitions
5.	MC	Miscellaneous Case
6.	MCs	Miscellaneous Cases
7.	said order	common judgment and order dated 28.04.2026 made in Writ Appeal No. 25 of 2025, WP(C) No. 348 of 2025, WP(C) No. 630 of 2025, MC(W.A.) No. 56 of 2025, MC(WP(C)) No. 327 of 2025 and MC(WP(C)) No. 590 of 2025 (order sought to be reviewed in captioned review petition)
8.	NH Act	the National Highways Act, 1956 (48 of 1956)
9.	CPC	the Code of Civil Procedure, 1908 (Act No. 5 of 1908)
10.	said lands	two parcels of land comprised in 3 (three) Dag numbers namely, 'Dag No. 1269, 1270/1502 and 1278/1283' all situate in 031 Kanglatombi Village, Sekmei Tehsil, Lamsang Sub-Division Imphal West District
11.	said Project	National Highways Project connecting Kanglatombi and Kangpokpi
12.	NHIDCL	National Highways and Infrastructure Development Corporation Limited

[2] Captioned review petition has been filed in this Court on 17.08.2026 seeking review of an 'order dated 28.04.2026 made in Writ Appeal No. 25 of 2025, WP(C) No. 348 of 2025, WP(C) No. 630 of 2025 and MCs thereat' ('said order' for the sake of convenience and clarity).

[3] Captioned review has been presented in this Court by resorting to Order XLVII Rule 1 of CPC, Section 114 of CPC besides Chapter IX of the High Court of Manipur Rules, 2019.

[4] Captioned review was listed in the Admission Board day before yesterday (25.08.2026) and the following proceedings were made :

'Sp. D.Sl.No. 1

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

Review. Pet. No. 8 of 2026
[Ref: W.A. No. 25 of 2025]

Union of India; & 2 Ors.

...Petitioner/s

Vrs.

Hem Sagar Uprety; & Anr.

...Respondent/s

B E F O R E
HON'BLE THE CHIEF JUSTICE MR. M. SUNDAR
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH
(ORDER)
(Order of the Court was made by Mr. M. Sundar, CJ)

25.08.2026

[1] A very peculiar and strange scenario has unfurled in the captioned matter today.

[2] Captioned matter is listed as item No. 1 in the supplementary list today.

[3] Mr. W. Darakeshwar, learned Sr. PCCG (Senior Panel Counsel for Central Government) along with Mr. Jeson, learned counsel are before this Court.

[4] Captioned review petition was argued nearly for an hour by Mr. W. Darakeshwar, learned Sr. PCCG. Thereafter, the learned Sr. PCCG requested to have the matter passed over to get instructions as to whether the captioned review petition can be withdrawn and necessary endorsement can be made.

[5] Afore-referred request of learned Sr. PCCG was acceded to but it was made clear that captioned matter will be kept passed over and called again at half past 12 only for the purpose of getting instructions regarding withdrawal. On this note, it was made clear to learned Sr. PCCG that if he has any other point to be projected advanced the same can be done, so that in second call at half past 12 there are no further arguments and it would be only withdrawal or orders of this Court.

[6] However, when the matter was called again at half past 12 (second call), Mr. BP Sahu, learned senior advocate was before this Court on the Video Conferencing (VC) platform and learned senior counsel submitted that he now has instructions to appear in the matter and he also requested for listing on another day so that he gets full and complete instructions to assist this Court. Learned senior counsel was informed about what unfurled in the 'first call'.

[7] Mr. W. Darakeshwar, learned Sr. PCCG submitted that instructions to brief/engage senior counsel was given to him after 'first call' and after elaborate submissions for about an hour, when the matter was kept passed over only for getting instructions regarding withdrawal and that such instructions was given by Mr. Rafique Ahmed Choudhury, Deputy General Manager (Projects) National Highways and Infrastructure Development Corporation Limited (NHIDCL) Regional Office-Imphal who has also verified and signed captioned review petition.

[8] Though this Court is of the considered view that such a practice is undesirable, in the interest of NHIDCL, the review petitioners i.e., NHIDCL and to make sure that NHIDCL is not deprived of the benefit of submissions of learned senior counsel, Mr. BP Sahu, captioned matter will stand over to 27.08.2026 and shall be listed under the cause list caption 'ADJOURNED ADMISSION' and it will be listed in the daily list.

[9] Though obvious, it is made clear that this Court has not expressed any shred of view or opinion on merits of the captioned review petition in instant proceedings. Instant proceedings have been made only for the purpose of comprehensively capturing what unfurled in Court today and the view supra is only with regard to arguing the matter for about an hour taking requesting for a pass over thereafter for getting instructions for withdrawal and thereafter engaging a senior counsel to appear. To be noted, this means that the captioned review petition in the Admission Board will be heard on merits in the next listing, untrammelled by instant proceedings.

[10] However, this Court deems it appropriate to write that Mr. Rafique Ahmed Choudhury, Deputy General Manager (Projects) National Highways and Infrastructure Development Corporation Limited (NHIDCL) Regional Office-Imphal) who has verified the captioned review petition shall remain present in Court day after tomorrow and explain post hearing instruction to Sr. PCCG to engage senior counsel when the matter stood passed over at the request of Sr. PCCG for getting instructions regarding withdrawal.

[11] List under the aforesaid cause list caption in the daily list day after tomorrow i.e., on 27.08.2026.

JUDGE **CHIEF JUSTICE**
Sapana'

[5] Pursuant to the afore-referred proceedings more particularly, paragraph 10 thereat, Mr. Rafique Ahmed Choudhury, Deputy General Manager (Projects) National Highways and Infrastructure Development Corporation Limited (NHIDCL) {Regional Office-Imphal} was present in Court and he expressed regret. This is recorded and this aspect of the matter is given a closure.

[6] As regards review, Mr. BP Sahu, learned senior advocate, instructed by Mr. W. Darakeshwar, learned Sr.PCCG is before this Court.

[7] Learned senior counsel very fairly submitted that he has been briefed about the submissions made by Sr. PCCG in the previous listing on 25.08.2026 and he would make only further submissions.

[8] At the outset, this Court deems it appropriate to reproduce the entire said order and the same is as follows :

‘REPORTABLE’

Sl. No. 11-16

IN THE HIGH COURT OF MANIPUR

AT IMPHAL

W.A. No. 25 of 2025

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Appellant

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
4. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

With

MC (W.A.) No. 56 of 2025

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Applicant

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
4. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

With

MC [W.P. (C)] No. 327 of 2025

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Applicant

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
4. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

With

MC [W.P. (C)] No. 590 of 2025

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Applicant

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District/CALA having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The Deputy Commissioner/District Collector, Imphal West District having its office at DC Office Complex, Lamphelpat, P.O. & P.S. Lamphel Manipur – 795004.
4. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
5. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

**With
WP (C) No. 348 of 2025**

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Petitioner

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
4. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

**With
W.P. (C) No. 630 of 2025**

Shri Hem Sagar Uprety, aged about 58 years old, S/o Hari Prasad Uprety, a resident of Parsain, Senapati, P.O. Kalapahar & P.S. Kangpokpi, Kangpokpi District, Manipur - 795122.

Petitioner

Vs.

1. The Union of India represented by its Secretary, Ministry of Road Transport and Highways, Transport Bhawan, 1, Parliament Street New Delhi-110001, Government of India.
2. The Deputy Commissioner/District Collector, Kangpokpi District having its office at DC Office Complex, Kangpokpi, P.O. & P.S. Thoubal Manipur - 795138.
3. The Deputy Commissioner/District Collector, Imphal West District having its office at DC Office Complex, Lamphelpat, P.O. & P.S. Lamphel Manipur – 795004.
4. The National Highway and Infrastructure Development Corporation NHIDCL, represented by its General Manager (T) having its office at NHIDCL, HQ, 3rd Floor PTI Building, 4 Parliament Street, New Delhi-110001.
5. The General Manager (P), Branch Office, Imphal, The National Highway and Infrastructure Development Corporation (NHIDCL), having its Office, at 2nd Floor, Transit Hostel Officer's Club, Lamphelpat, P.O. & P.S. Lamphel, Imphal West, Manipur-795004.

Respondents

BEFORE
**HON'BLE THE CHIEF JUSTICE MR. M. SUNDAR
HON'BLE MR. JUSTICE AHANTHEM BIMOL SINGH**

For appellant in W.A. No. 25 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in W.A. No. 25 of 2018	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 3 & 4 Mr. W. Niranjit, Deputy Government Advocate for respondent No. 2, led by Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
For applicant in MC (W.A.) No. 56 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in MC (W.A.) No. 56 of 2025	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 3 & 4 Mr. W. Niranjit, Deputy Government Advocate for respondent No. 2, led by

	Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
For applicant in MC [W.P. (C)] No. 327 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in MC [W.P. (C)] No. 327 of 2025	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 3 & 4 Mr. W. Niranjit, Deputy Government Advocate for respondent No. 2, led by Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
For applicant in MC [W.P. (C)] No. 590 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in MC [W.P. (C)] No. 590 of 2025	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 4 & 5 Mr. W. Niranjit, Deputy Government Advocate for respondent Nos. 2 & 3, led by Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
For petitioner in W.P. (C) No. 348 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in W.P. (C) No. 348 of 2025	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 3 & 4 Mr. W. Niranjit, Deputy Government Advocate for respondent No. 2, led by Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
For petitioner in W.P. (C) No. 630 of 2025	Mr. Syed Murtaza Ahmed along with Mr. Md. Abdul Baqee Khan, Advocates
For respondents in W.P. (C) No. 630 of 2025	Mr. W. Darakeshwar, Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 4 & 5 Mr. W. Niranjit, Deputy Government Advocate for respondent Nos. 2 & 3, led by Mr. Lenin Hijam, Senior Advocate and Advocate General for State of Manipur
Date of Judgment & Order	28.04.2026

COMMON JUDGMENT AND ORDER

(ORAL)

(M. Sundar, CJ)

[1] This common order will now dispose of/govern the captioned cluster of matters.

[2] In the captioned cluster of matters, there is one 'Writ Appeal' ('WA' for the sake of brevity), two 'Writ Petitions' ('WPs' in

plural and 'WP' in singular for the sake of convenience) and three 'Miscellaneous Cases' ('MCs' in plural and 'MC' in singular for the sake of convenience).

[3] In this order, presence of counsel before this Court is recorded referring to the ranks of the parties they represent, as in the WA.

[4] Mr. Syed Murtaza Ahmed and Mr. Md. Abdul Baqee Khan, learned counsel on record for sole appellant, Mr. W. Darakeshwar, learned Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1, 3 & 4 and Mr. W. Niranjit, learned State counsel for respondent No. 2, led by Mr. Lenin Hijam, learned senior advocate and Advocate General for State of Manipur are before this Court. Mr. Mahesh Chaudhari, Deputy Commissioner, Kangpokpi District and Mr. Mayanglambam Rajkumar Singh, Deputy Commissioner, Imphal West District are present in Court assisting learned State counsel, Mr. W. Niranjit.

[5] When the captioned cluster of matters were last listed before this Division Bench on 31.03.2026, the following proceedings was made:

'31.03.2026

[1] *In the hearing today, Mr. N. Jotendro, learned senior advocate instructed by Mr. Abdul Baqee Khan and Mr. Murtaza Ahmed, learned counsel on record for writ appellant is before this Court. To be noted, writ appellant, Mr. Hem Sagar Uprety is present in Court along with his counsel on record.*

[2] *On the side of respondents, Mr. W. Darakeshwar, learned Senior Panel Counsel for Central Government (Sr. PCCG) for respondent Nos. 1,3 & 4 and Mr. W. Niranjit, learned State counsel for respondent No.2 (The Deputy Commissioner/District Collector, Kangpokpi District, Manipur) are present in the physical Court.*

[3] *In sum and substance, the writ appellant contends that he has been given Jamabandi (this Court is informed that this is a patta under Manipur Land Revenue and Land Reforms Act, 1960). There are two jamabandis and the same pertain to two parcels of land which we are informed are contiguous, these 'two parcels of land are comprised in 3(three) Dag numbers namely, 'Dag No. 1269, 1270/1502 and 1278/1283' all situate in 031 Kanglatombi Village, Sekmei Tehsil, Lamsang Sub-Division Imphal West District' ('said lands' for the sake of convenience and clarity). According to photocopies of the jambandis placed before this Court and submissions of learned counsel for writ appellant made on instructions from writ appellant who is present in Court, the land extent vide first two Dag numbers namely, Dag No. 1269, 1270/1502 admeasures 0.05917 hectare (0.1462 acres). In this regard, there is a typographical error in the English translation which reads as '0.01462' acre, for which learned counsel for appellant expresses regret. As regards the 3rd Dag number viz., 1278/1283, the extent of land is 0.01012 hectare (0.025 acre). It is contended that writ appellant has put up two separate super structures (residential*

houses in said lands in 1992 and his three daughters and one son are living there).

[4] The case of the appellant is that said lands are to be acquired for proposed alignment of four lane 'National Highways Project connecting Kanglatombi and Kangpokpi' ('said Project' for the sake of convenience and clarity).

[5] A photograph of the two residential houses (photograph taken with GPS Map Camera) has been placed before this Court by learned counsel for appellant and a scanned reproduction of the same is as follows:



[6] As regards the respondents, learned State counsel submits that 'National Highways Act, 1956 (48 of 1956)' {'said Act' for the sake of convenience and clarity} comes into play but both learned State counsel are unable to decisively tell us about whether acquisition proceedings have been initiated and if yes, what is the stage of acquisition proceedings?. In this regard, it is deemed appropriate to record that a sheet of paper produced by the appellant {Annexure A/5 of WP(C) No.348 of 2025} talks about final award amount. This sheet of paper is a tabulation and according to writ appellant serial Nos. 218 and 219 thereat which refers to lands comprised in Survey No. 2163 is a reference to said lands. There is no Dag number in this sheet and therefore, we refrain from expressing any opinion on this submission at this juncture.

[7] In the light of narrative thus far, we deem it appropriate to direct learned State counsel to produce entire records pertaining to said lands including record pertaining to acquisition or any other proceedings, if any. In this regard, we also deem it appropriate to direct the Deputy Commissioner, Imphal West District, Manipur and Deputy Commissioner, Kangpokpi District, Manipur to be present in Court in the next listing, obviously, with the records and assist the learned State counsel. To be noted, while writ appellant has chosen to array Deputy Commissioner, Kangpokpi District,

Manipur as respondent No.2, learned State counsel submits that the records are with Deputy Commissioner, Imphal West District, Manipur. Therefore, we deem it appropriate to direct both Deputy Commissioners to be present in Court. This Court is constrained to requisition presence of officers as affidavit-in-opposition of respondent No.2 is bereft of critical particulars and learned State Counsel unable to give requisite details regarding acquisition (if there is one). Let them remain present in Court (physical Court) in the next listing which will be on 28.04.2026.

[8] *List on 28.04.2026.'*

[6] The afore-referred proceedings shall now be read as an integral part and parcel of instant order. This also means that some of the abbreviations, short forms and short references used in the afore-referred earlier proceedings shall continue to be used in the instant proceedings also.

[7] The captioned matters were mentioned stating that Deputy Commissioner, Kangpokpi District, has to travel back and his presence in his station today has become imperative owing to certain administrative exigencies. In this scenario, with the consent of all the afore-referred counsel, the captioned matters were taken up.

[8] Before proceeding further, this Court deems it appropriate, for the sake of completion of facts, to record some more aspects of the factual matrix which will be in addition to those captured in the earlier proceedings dated 31.03.2026. To be noted, parties will be referred either by name/designation or rank in the WA for the sake of convenience and clarity. As regards said lands and acquisition for said project, writ appellant had sent three representations dated 14.04.2024, 03.02.2025 and 10.02.2025; that writ appellant filed W.P. (C) No. 348 of 2025 on 24.04.2025 inter alia with a prayer to not to make any developmental activities *qua* said project pending the three representations and until the three representations are disposed of as per order of a Hon'ble Single Judge of this Court being order dated 18.02.2025 made in W.P. (C) No. 128 of 2025 along with MC [W.P. (C)] No. 124 of 2025 thereat; that in this W.P. (C) No. 348 of 2025, writ appellant took out an MC in MC [W.P. (C)] No. 327 of 2025 with a prayer to maintain status quo *qua* said lands till disposal of the writ petition; that in this MC, a Hon'ble Single Judge made an order dated 28.04.2025 wherein and whereby the Single Bench did not accede to the interim prayer for status quo but made it clear that if said lands are affected by expansion *qua* said project and if the matters are ultimately decided in favour of writ appellant by the Deputy Commissioner Kangpokpi District, the writ appellant will be eligible for compensation as per statutory provisions; that writ appellant not satisfied with this 28.04.2025 interim order, has preferred the captioned intra court appeal, viz., W.A. No. 25 of 2025 and to be noted, W.A. No. 25 of 2025 has been filed in this Court on 12.05.2025; that thereafter, the three representations sent by writ appellant being representations dated 14.04.2025, 03.02.2025 and 10.02.2025 came to be disposed of by the Deputy Commissioner, Kangpokpi District in and *vide* an order dated 04.07.2025 bearing Reference No. DC (KPI) 10/1/2016; that in and *vide* order dated 04.07.2025, the Deputy Commissioner, Kangpokpi District, inter alia held that certain extent of lands referred to in the representation by the writ appellant are lying outside the said project and as regards other extent i.e., lands cited as serial Nos. 218 and 219 in a published list, compensation amount has been deposited into the account concerned and writ appellant can claim the same by submitting required documents; that assailing the

04.07.2025 order/proceedings, writ appellant filed another writ petition being W.P. (C) No. 630 of 2025 on 18.08.2025; that in this W.P. (C) No. 630 of 2025, writ appellant besides challenging 04.07.2025 order/proceedings disposing of his representations, also sought for field verification and compensation; that this W.P. (C) No. 630 of 2025 is also one of the captioned cluster of matters having been tagged with other matters; to be noted, W.P. (C) No. 348 of 2025 is also part of the captioned cluster of matters, the same having been tagged with the captioned cluster; that it is in such scenario that the previous proceedings dated 31.03.2026 (extracted and reproduced *supra*) was made by this Division Bench.

[9] Reverting to the proceedings today, all the afore-referred counsel before this Court submitted in one voice in unison that post 31.03.2026 proceedings a joint site inspection/verification/joint survey was held on 20.04.2026 and a report with four Annexures, viz., Annexures A-D was drawn up. A scanned reproduction of the same as placed before this Court and as agreed to (as a correct report) by all learned counsel before this Court is as follows:



ORDERS

Kangpokpi, 17th April 2026

Subject: W.P. (C) Nos. 128, 348 & 630 of 2025 and W.A. 25 of 2025
(Hem Sagar Uprety -vs- Union of India & Ors)

No. DC(KPI)10/1/2016(Pt): In pursuance of discussions held in the office chambers of the Ld. Advocate General, Manipur on 13.04.2026 and Secretary (Land Resources), Government of Manipur on 16.04.2026 and letter No. J-DCIW-1014/44/2025/DC(IW)-IW dated 16th April 2026 received from Addl. Deputy Commissioner, Imphal West District on the above Writ Petition and related court issues, SDO Saitu Gamphazol will lead a team of officials and staffs from DC Office, Kangpokpi and DC Office, Imphal West on Monday, 20th April 2026 for conducting joint field verification of the petitioner's land. In this regard, the following officers and staffs are informed to be present during the joint field verification:

1. Kaikhoseh Kipgen, SDC, DC Office, Kangpokpi
2. Md. Zamilur Rahman, SDC (HQ), DC Office, Imphal West
3. K.G. Klulemang, SK, SDC Central-I
4. Golmei Meishongpu, Circle Mandol, SDC Salam
5. T. Chhabilal Thapa, Peon, o/o SDC Sekmai
6. B. Gunamani Sharma, Peon, o/o SDC Sekmai
7. Md. Riyaz Khan, Peon, o/o SDC Lamphel

SDO Saitu Gamphazol shall coordinate and supervise the field inspection and is instructed to submit a detailed report in this regard latest by Wednesday, 22nd April 2026.

All above officers and staffs are informed to report to SDO Saitu Gamphazol at Charhajare on the above-mentioned date at 11:00 a.m.


(Mahesh Chaudhari)
Deputy Commissioner
Kangpokpi
Deputy Commissioner
Kangpokpi District,
Manipur

Copy to:

1. Jr. Government Advocate to Ld. Advocate General, Manipur
2. Secretary (Land Resources), Government of Manipur
3. Deputy Commissioner, Imphal West for kind information
4. ADC Kangpokpi & ADC Imphal West for kind information
5. SDO Saitu Gamphazol to coordinate with SDO Lamshang
6. All officers and staffs concern
7. Shri Hem Sagar Uprety/ representative with instruction to be present during the field inspection
8. Relevant file

GOVERNMENT OF MANIPUR
OFFICE OF THE DEPUTY COMMISSIONER: IMPHAL WEST DISTRICT

No.J.DCIW-1014/44/2025/DC(IW)-IW,

Imphal the 23rd April, 2026

To
The Deputy Commissioner,
Kangpokpi,

Subject W.P.(C) No. 630 of 2025
Hem Sagar Uprety
-Vs-
The Union of India & Ors.

Sir,

In inviting a reference to the above subject, I am to state that a joint inspection/verification was conducted on 20th April 2026 by a team consisting of officials/representatives of DC Office Kangpokpi, DC Office Imphal West and SDO Saitu Gamphazol as well as EPC Contractor/ officials of NHIDCL.

As per findings of field verification, the Petitioner's land is affected considering the marking on walls of the houses.

The detail of report is enclosed as Annexure for taking further necessary action from the Office of the CALA and acquiring authority.

Enclosed As stated.

Yours faithfully,


(K. Jadumani Singh)
Addl. Deputy Commissioner,
Imphal West.

Copy to:

1. Secretary (Land Resources), Govt. of Manipur.
2. The Sub-Divisional Officer, Lamsang.

In pursuance of Order No. DC(KPI)10/1/2016(P) dated 17th April 2026 of the Office of the Deputy Commissioner Kangpokpi, a joint inspection/verification was conducted on 20th April 2026 by a team consisting of officials/representatives of DC Office Kangpokpi, DC Imphal West and SDO Saitu Gamphazol as well as EPC Contractor/ officials of NHIDCL.
(Attendance sheet enclosed as Annexure C). Shri Syed Murtaza Ahmed, Advocate for the petitioner also present.

In this regard, the following findings were observed by the joint inspection team:

1. As per land records available with SDC Sekmai and also the DPR prepared by NHIDCL, the patta lands of the petitioner under 1007/1050 (New) and 1303/2859 (New) were not affected by the ROW of the NH-02 Expansion.
2. As per land records available with SDC Sekmai, the total area belonging to the petitioner under mother Dag no. 1099 in 31-Kanglatongbi is shown below:

Mother Dag No	Partitioned Dag No	Jamabandi/ patta No. (new)	Land classification	Area of petitioner as per Jamabandi (in acre)
1099	1278/1286	1007/1050	Ingkhol	0.0259
	1269	1303/2859	Ingkhol	0.1050
	Total			0.1300

3. As per field verification, there were markings on the properties (wall and house) of the petitioner and as per these markings, the lands of the Petitioner were affected as given below (refer to Annexure A-sketch map):
 - a. 7 ft on the South West and 8.5 ft on the North West of Plot "A" and
 - b. 7.5 ft on the South West and 6.5 ft on the North West of Plot "B"
 - c. The plot between the plots "A" & "B" marked as Plot "C" is also affected.
4. The field markings found in field were not tallied with the ROW map of DPR.
5. The total area found to be affected as per the findings of field inspection in C.S.Dag No.1099 is given below:

Name of Pattadar	C.S.Dag No.	Total Area newly affected	Remark
Hem Sagar Uprety Plot A	1099	317.75 sq ft or 0.0072 acre	The total area found to be affected in respect of petitioner is 674.75 sq ft or 0.0154 acre.
Hem Sagar Uprety Plot B		357 sq ft or 0.0082 acre	
Plot C		202 sq ft or 0.0046 acre	
Total		876.75 sq ft or 0.0201 acre	

The sketch map is enclosed as Annexure A

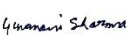
6. A sketch map (not to scale) and combined map indicating the affected land is enclosed herewith as Annexure A and Annexure B respectively for ready reference.
7. Based on the above findings, and as Land acquisition procedure, further appropriate steps may be taken by CALA in co-ordination with NHIDCL.

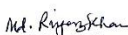

(Kalikrishna Kipgen)
SDC, DC Office, Kangpokpi


(Md. Zamirur Rahman)
SDC (HQ), DC Office, Imphal West


(K.G. Kiulemang)
SK, SDC Central-I


(T. Chhabilal Thapa)
Peon, O/o SDC Sekmai


(B. Gunamani Sharma)
Peon, O/o SDC Sekmai


(Md. Riyaz Khan)
Peon, O/o SDC Lamphel

[illegible]

JOINT FIELD INSPECTION/VERIFICATION WITH RESPECT TO NH-02 EXPANSION (IMPHAL-KOCHIMA ROAD) UNDER PACKAGE 5A IN CONNECTION WITH W.P.(C) NOS. 128,348 & 630 OF 2025 AND W.A.25 OF 2025 (HEM SAGAR UPRETY-VS-UNION OF INDIA & ORS) ON 20th APRIL 2026

ATTENDANCE SHEET:

Sl.No.	Name	Designation	Signature
01.	Paotnsei Kipgen	SDO Saitu Gamphazol	[Signature]
02.	S.L. Kamthachao	Asst. St (LRO) KPI	[Signature]
03.	Md. Hujjindan	SDO Bungei Chuan	[Signature]
04.	Md. Zoumar Rahman	SDCCWO-1W	[Signature]
05.	K.G. Kumbung	SK	[Signature]
06.	Md. Riyang Khan	Pen	[Signature]
07.	Chhabilal Thapa	Pen	[Signature]
08.	Gumanan Sharma	Pen	[Signature]
09.	Lusimthang Kipgen	SK	[Signature]
10.	Sangeet Kumar	Advocate for Petitioner	[Signature]
11.	Syed Marjan Ahmad	Advocate for Petitioner	[Signature]
12.	NIHAL RAZA	Highway E.M.G. Officer	[Signature]
13.	Kamran Raza	Pen, P.O. Saitu	[Signature]
14.	Kailash Kipgen	SDC, Kangpokpi	[Signature]

(Paotnsei Kipgen)

Sub-Divisional Officer

Saitu-Gamphazol, Kangpokpi
Sub-Divisional Officer
Saitu-Gamphazol

JOINT INSPECTION REPORT

In pursuance of Order No. DC(KPI)/01/2016(F) dated 17th April 2026 of the Office of the Deputy Commissioner Kangpokpi, a joint inspection/verification was conducted on 20th April 2026 by a team consisting of officials/representatives of DC Office Kangpokpi, DC Imphal West and SDO Saitu Gamphazol as well as E.M.G. Contractor officials of NHIDCL. (Attendance sheet enclosed as Annexure C). Shri Syed Marjan Ahmad, Advocate for the petitioner also present.

In this regard, the following findings were observed by the joint inspection team:

- As per land records available with SDC Saitu and also the DPR prepared by NHIDCL, the patta lands of the petitioner under 1007/1050 (New) and 1303/2859 (New) were not affected by the ROW of the NH-02 Expansion.
- As per land records available with SDC Saitu, the total area belonging to the petitioner under mother Dag No. 1099 in J1-Kangitongli is shown below:

Mother Dag No.	Partitioned Dag No.	Jamabandi/ patta No. (new)	Land classification	Area of petitioner as per Jamabandi (in acre)
1099	1271/1286	1007/1050	Imp/Ind	0.0259
	1269	1303/2859	Imp/Ind	0.1050
		Total		0.1309

- As per field verification, there were markings on the properties (wall and house) of the petitioner and as per these markings, the lands of the Petitioner were affected as given below (refer to Annexure A sketch map):

- 7 ft on the South West and 8.5 ft on the North West of Plot "A" and
- 7.5 ft on the South West and 6.5 ft on the North West of Plot "B"
- The plot between the plots "A" & "B" marked as Plot "C" is also affected.

- The field markings found in field were not called with the ROW map of DPR.
- The total area found to be affected as per the findings of field inspection in C.S.Dag No.1099 is given below:

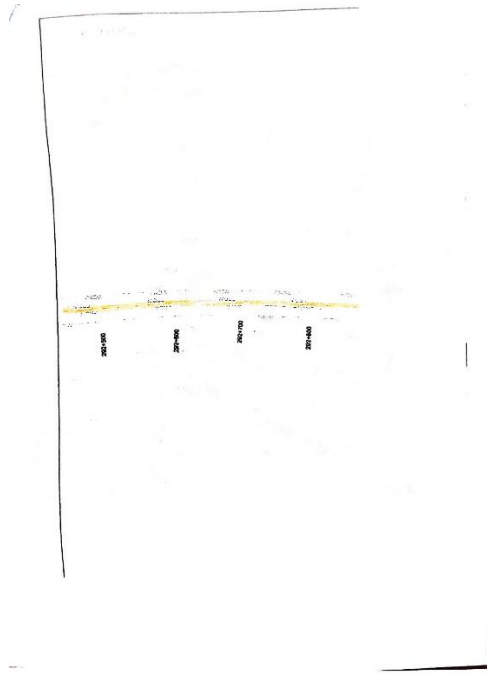
Names of Petitioner	C.S.Dag No.	Total Area newly affected	Remark
Hem Sagar Uprety Plot A	1099	317.75 sq ft or 0.0072 acre	The total area found to be affected in respect of petitioner is 674.75 sq ft or 0.0154 acre.
Hem Sagar Uprety Plot B		377 sq ft or 0.0082 acre	
Plot C		262 sq ft or 0.0046 acre	
Total		674.75 sq ft or 0.0154 acre	

- The sketch map is enclosed as Annexure A
- A sketch map (not to scale) and combined map indicating the affected land is enclosed herewith as Annexure A and Annexure B respectively for ready reference.
- Based on the above findings, and as Land acquisition procedure, further appropriate steps may be taken by CALA in co-ordination with NHIDCL.

(Kailash Kipgen) SDC, DC Office, Kangpokpi
(Md. Zoumar Rahman) SDC (HQ), DC Office, Imphal West
(K.G. Kumbung) SK, SDC Central-1

T. Chhabilal Thapa (T. Chhabilal Thapa) Pen, O/o SDC Saitu
Gumanan Sharma (G. Gumanan Sharma) Pen, O/o SDC Saitu
Md. Riyang Khan (Md. Riyang Khan) Pen, O/o SDC Saitu

(Paotnsei Kipgen)
Sub-Divisional Officer
Saitu-Gamphazol



ANNEXURE -- D

A



B



C



Latitude: 24.99537
 Longitude: 72.90923
 Elevation: 977.03110.4 m
 Accuracy: 5.18 m
 Time: 04-20-2026 14:54
 Note: survey

JOINT VERIFICATION TEAM

[10] Thereafter, learned counsel for appellant, Mr. Syed Murtaza Ahmed and Mr. W. Darakeshwar, learned Sr. PCCG for respondent Nos. 1, 3 & 4, to be noted, respondent Nos. 3 & 4, for all practical purposes is 'National Highways and Infrastructure Development Corporation Limited' ('NHIDCL' for the sake of convenience) submitted that they are fully satisfied with the afore-referred joint inspection/joint survey, afore-referred report that has been drawn up and the findings thereat. In this regard, it is necessary to record that Mr. Syed Murtaza Ahmed, learned counsel for appellant, submits that he was present during the joint inspection on behalf of writ appellant with due mandate from writ appellant

and wife of writ appellant, Ms. Tika Devi Upreti was also present throughout the inspection. As regards NHIDCL, Mr. W. Darakeshwar, learned Sr. PCCG, submits that officials/officers of NHIDCL namely, Mihal Raza and Gaurav Ranbaj were present throughout the joint inspection/joint survey and on instructions, he submits that the survey report is acceptable and the land found to be necessary (in so far as writ appellant is concerned) is, for the present, sufficient for said project.

[11] As regards State counsel, Mr. W. Niranjit, who is led by Mr. Lenin Hijam, learned Advocate General for State of Manipur, submitted on instructions from the afore-referred two Deputy Commissioners and all others concerned that appropriate land acquisition proceedings will be initiated under said Act, i.e., National Highways Act, 1956 (48 of 1956) as regards the land i.e., identified land as required for said project in so far as writ appellant's land is concerned, being land ad measuring 674.75 square feet which this Court is informed is equivalent to 0.0154 acres in CS Dag No. 1099 in 031 Kanglatombi Village, Sekmai Tehsil Lamshang Sub Division, Imphal West District. As regards stated position of the parties captured and set out supra, Mr. Syed Murtaza Ahmed, learned counsel on record for writ appellant, learned State counsel, Mr. W. Niranjit and Mr. W. Darakeshwar, learned Sr. PCCG for respondent Nos. 1, 3 & 4 (more particularly counsel for NHIDCL which is requisitioning body *qua* land acquisition proceedings, made suitable endorsements in the case file and scanned reproduction of the endorsements are as follows:

Print

① I Syed Murtaza Ahmed (Advocate & conducting counsel for the Appellant/petitioner) endorse and fully satisfied with the joint & spot verification. I was also mandated by the Appellant himself also present on 20/4/2026. Mrs. Tika Devi Upreti, the wife of the Appellant Syed Murtaza Ahmed. 28/4/2026.

2. J. W. Niranjit Singh, Deputy Government Advocate endorsed that land acquisition proceeding will be initiated as per the joint inspection/verification dated 20-04-2026 under National Highway Act, 1956. W. Niranjit Singh Dy. G.A. 28-04-26.

3. J. W. Darakeshwar Singh, Senior panel counsel for Central Govt. appearing/representing NHIDCL endorsed that I am fully satisfied, a joint inspection/verification carried out by the officers of NHIDCL in coordination with the local police, Imphal West District Council for the purpose of the project. 28.4.2026.

[12] For the sake of specificity, we make a broad adumbration of points that have emerged by consensus:

- (i) Appellant represented by his counsel on record, Mr. Syed Murtaza Ahmed and Mr. Md. Abdul Baqee Khan are fully satisfied with the joint inspection/joint survey and are wholly satisfied with the report drawn up and findings thereat pursuant to inspection on 20.04.2026

(to be noted, the report has been scanned and reproduced supra);

- (ii) NHIDCL submits that the afore-referred 674.75 square feet equivalent to 0.0154 acres in CS DAG No. 1099 in 031 Kanglatombi Village, Sekmai Tehsil Lamshang Sub Division, Imphal West District now identified as regards writ appellant will suffice in so far as writ appellant is concerned for said project;
- (iii) State counsel Mr. W. Niranjit led by Mr. Lenin Hijam, learned Advocate General for State of Manipur, submits that as regards afore-referred land identified now, the same is private land belonging to writ appellant and therefore land acquisition proceedings under National Highways Act, 1956 (48 of 1956) will be commenced by putting writ appellant on notice, following the statutory procedure and Rules thereunder strictly and give compensation to writ appellant in accordance with the statute and the Rules thereunder.

[13] As we have requisitioned the personal appearance of the Deputy Commissioners of Kangpokpi District and Imphal West District and as they are present today, they stand discharged from captioned proceedings.

[14] In the light of the narrative thus far, the long-drawn proceedings in this Court *vide* captioned matters, namely, one WA, two WPs and three MCs are given a closure, the same are disposed of as closed on above terms. There shall be no order as to costs.

JUDGE

CHIEF JUSTICE

FR/NFR

Sandeep

P.S. I : Upload forthwith

P.S. II : All concerned will stand bound by web copy uploaded in High Court website inter alia as the same is QR coded.'

[9] The afore-referred said order i.e., 32 pages, 14 paragraphs order, captures factual matrix, trajectory the matter has taken and the issues which fell for consideration in the legal drill before this Division Bench which culminated in said order. Therefore, we refrain from burdening this order by setting out the same again. Suffice to write that as regards factual matrix, trajectory the matter

took in culminating in said order and the points urged and decided *qua* said order, said order reproduced supra can be usefully referred to.

[10] As regards the review at hand, the sheet anchor contention of the learned senior counsel and learned Sr. PCCG for the review petitioner i.e., NHIDCL is the survey conducted by Revenue authorities cannot decide title *qua* said lands. While there can be no quarrel as regards this contention when presented as a pristine proposition the question is whether this point comes to the aid of petitioner as regards review prayer.

[11] This Court carefully considered the submissions as well as the 8 (eight) review grounds set out in grounds of review viz., A to H. This Court, after considering the grounds, after hearing the arguments of learned senior counsel and learned Sr. PCCG, has no hesitation in coming to the conclusion that the captioned review petition is bereft of merits and the same deserves to be dismissed. The reasons are as follows :

- (i) As already alluded to supra, captioned review has been filed by resorting to Order XLVII Rule 1 of CPC, Section 114 of CPC and Chapter IX of the High Court of Manipur Rules, 2019. Suffice to write that a conjoint reading of all the 3 (three) provisions brings to light that a review

would lie on 3 (three) grounds viz., (a) discovery of new and important matter or evidence which after exercise of due diligence was not within the knowledge or could not be produced at the time when said order was made, (b) on account on some mistake or error apparent on the face of record and (c) any other sufficient reason. As regards the third ground i.e., any other sufficient reason, Hon'ble Supreme Court in a catena of case laws has made it clear that **noscitur a sociis principle** would apply and that the third ground of review should sit nicely with grounds 1 and 2. In this view of the matter, we find that the sheet anchor argument and ground that survey by revenue authorities cannot decide title does not fit into anyone of these 3 (three) grounds. The reason is, there was an elaborate survey by revenue authorities and all counsel including counsel for review petitioner (NHIDCL) have signed the same and it is nobody's case that this report extracted and reproduced in the said order confers title much less is a conclusive title to said lands which is in the form of 3 (three) Dag numbers, 2 (two) Jamabandis and 2 (two)

parcels of two particular lands, the details of which have been set out in said order. Said order only means that land acquisition proceedings under NH Act *qua* said lands has to be resorted to and if any dispute regarding apportionment predicated on title arises it will be governed by Section 3H(4) of NH Act and there will be allusion about this elsewhere infra in this order;

- (ii) Notwithstanding the aforesaid point, we did examine the ground which was urged. The ground urged, in our considered view, is no argument in a review petition and the clinching reason is NH Act is clearly a self-contained Code. The test to examine whether a particular statute is a self-contained Code was laid down by Hon'ble Supreme Court in the oft quoted and celebrated ***Girnar Traders*** reported in ***(2011) 3 SCC 1 [Girnar Traders (3) Versus State of Maharashtra and others]***. On facts, ***Girnar*** was a matter where certain questions of law pertaining to interpretation of statutes and validity of legislations were examined. In ***Girnar***, Hon'ble Supreme Court, speaking

through a Constitution Bench, made it clear that a self-contained Code is a complete legislation with regard to the purpose for which it is enacted and a self-contained Code is one that provides for a complete machinery to deal with the purpose sought to be achieved by that law and its dependence on other legislations is either nil or minimum. To be noted, this celebrated **Girnar** principle was reiterated by a 7 (seven) member larger Bench in **Re: Interplay** reported in **(2024) 6 SCC 1 [Interplay Between Arbitration Agreements under Arbitration and Conciliation Act, 1996 and Indian Stamp Act, 1899, In Re]**. This Court is acutely conscious that **Interplay** arises out of an Arbitration issue and on facts, it examined the question of an arbitration agreement being executed in stamp paper of appropriate value and registration of an arbitration agreement. Nonetheless, we respectfully refer to the 7 (seven) member larger Bench in **In Re: Interplay** reported in **(2024) 6 SCC 1** for the limited purpose of highlighting that **Girnar** principle *qua* self-contained Code and test for

self-contained Code rendered in 2011 continues to operate and it has been applied by Hon'ble Supreme Court even in 2024. In this view of the matter, if the ***Girnar*** principle is respectfully applied, this Court has no hesitation in coming to the conclusion that NH Act is clearly a self-contained Code. The reason is, it provides for every conceivable possibility when it comes to the purpose of the statute and its dependence on other statutes is not just minimal and it is almost absent;

(iii) As regards the specific point that has been raised in the instant review petition at hand, with regard to title, sub-section (4) of Section 3H of NH Act kicks in. Section 3H (4) of NH Act to the extent relevant, reads as follows:

'3H. Deposit and payment of amount.—

(1)

(2)

(3)

(4) *If any dispute arises as to the apportionment of the amount or any part thereof or to any person to whom the same or any part thereof is payable, the competent authority shall refer the dispute to the decision of the principal civil court of original jurisdiction within the limits of whose jurisdiction the land is situated.*

(5)

(6)

(iv) As regards acquisition, law is well settled that no person shall be deprived of his property save by

authority of law. Authority of law in the case at hand is resorting to the NH Act. As regards acquisition proceedings by resorting to NH Act, a Notification vide Section 3A of NH Act has been made, this Notification has been published in the Gazette of India dated 08.04.2021 and the same is before us as part of the case file. It is very fairly submitted that the 3(three) Dag numbers *qua* the first respondent do not find place in this Notification and only survey numbers have been mentioned. It is also very fairly submitted that there is nothing to show correlation of the Survey numbers and Dag numbers. Be that as it may, assuming for a moment, on a demurer i.e., an extreme demurer, even if any dispute arises with regard to whom the compensation is payable, the competent authority can always refer the matter to the principal civil Court of original jurisdiction vide sub-section (4) of Section 3H. Therefore, this argument i.e., the sheet anchor argument that a survey report cannot confer title while cannot be subjected to dispute as a proposition in absolute terms

does not come to the aid of petitioner in review campaign;

- (v) The review petitioner, NHIDCL is not able to demonstrate or place before this Court any material regarding acquisition of said land in question much less payment of compensation for the same. Therefore, all that the said order does is, it kick starts land acquisition proceedings vide NH Act which is authority of law within the meaning of Section 300A of the Constitution.

[12] In the light of the narration and adumbration of dispositive reasoning supra, captioned review petition fails to pass muster in the Admission Board (as already alluded to supra) and the same is dismissed. In the light of the regret expressed, this Court refrains itself from imposing costs.

JUDGE

CHIEF JUSTICE

FR/NFR

Sushil/John Telen Kom

P.S. I : Upload forthwith

P.S. II : All concerned will stand bound by instant order vide web copy uploaded in High Court website inter-alia as the same is QR coded.