GAHC010239642019

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

Case No. : I.A.(Civil)/3244/2019

THE STATE OF ARUNACHAL PRADESH AND ANR
REP. BY THE CHIEF SECRETARY, GOVT. OF ARUNACHAL PRADESH,
ITANAGAR.

2: THE COMMISSIONER/SECRETARY
PERSONNE

VERSUS

SRI BIRI TAHA AND 9 ORS.
SUPERINTENDENT, O/O. CHIEF ENGINEER (WESTERN ZONE),
DEPARTMENT OF HYDROPOWER DEVELOPMENT, JAL VIDYUT BHAWAN,
ITANAGAR- 791111.

2:SMTI. JYOTI BORANG

3:SHRI KHAMJAT AJANG

4:SHRI NABAM TARANG

5:DORJEE WANGCHU

6:NAWANG TUTAN

7:TUTAN WANGCHU

8:KESANG WANGDA

9:PHUNSTO TASHI

10:NYARIK DIYUM

11:THE SCREENING COMMITTE

Advocate for the Petitioner : ADDL AG, A P

Advocate for the Respondent : MR. P K TIWARI

BEFORE

HON'BLE THE CHIEF JUSTICE (ACTING) MR. N. KOTISWAR SINGH
HON'BLE MR. JUSTICE MANISH CHOUDHURY

ORDER

26-11 -2020

[N. Kotiswar Singh, CJ(Acting)]

Heard Mr. A. Chandran, learned Senior Government Advocate, Arunachal Pradesh, for the applicant. Also heard Mr. P.K. Tiwari, learned Senior Counsel for the respondent nos. 1, 2, 3 & 4.

2. Office note dated 20.11.2020 indicates that notice has been duly served upon the respondent nos.5 to 11. The respondent nos. 5 to 11 are the Officers of the Government of Arunachal Pradesh in the Department of Geology and Mines.

3. By filing this application, the applicant has sought for condoning delay of 104 days in preferring the writ appeal. Learned Senior Government Advocate, AP, submits that the grounds for delay in filing the appeal have been clearly stated in Para-2 & 3 of the application, which according to the applicant are sufficient cause for not filing the appeal in time.

4. We have perused the grounds for delay furnished in para 2 & 3 of the application.

5. We feel that the State Authority could have been much more prompt. However, considering the issues raised, this application is allowed, subject to the cost of Rs.5,000/-

(Rupees Five Thousand) only. The said amount shall be deposited to the account of the Arunachal Pradesh State Legal Service Authority.

6. The delay of 104 days in preferring the appeal is accordingly condoned.

JUDGE CHIEF JUSTICE (ACTING)

Comparing Assistant