GAHC010083942021

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

Case No. : WA/121/2022

THE UNION OF INDIA AND 3 ORS
REPRESENTED BY DEFENCE SECRETARY TO THE GOVERNMENT OF INDIA, MINISTRY OF DEFENCE, 101-A, SOUTH BLOCK, NEW DELHI110011

2: THE DEFENCE SECRETARY
GOVERNMENT OF INDIA
MINISTRY OF DEFENCE
101-A
SOUTH BLOCK
NEW DELHI-110011

3: THE DIRECTOR GENERAL
DEFENCE ESTATES
RAKSHA SAMPADA BHAWAN
ULAANBAATAR MARG
DELHI CANTONMENT
NEW DELHI-110010

4: THE DEFENCE ESTATE OFFICER
GUWAHATI CIRCLE
NARENGI MILITARY STATION
SATGAON
GUWAHATI-78102

VERSUS

SH BUALHRANGA AND 33 ORS (A)
S/O BAWMA (L), R/O DAWRPUI, AIZAWL, DISTRICT AIZAWL, MIZORAM-796017

2:SH. JACKSON MALSAWMSANGA
S/O C. LIANHMINGTHANGA
R/O ELECTRIC VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM - 796001

3:SH. C. LIANLUNGA
S/O C. THUAMA

R/O MISSION VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

4:SMT. LALIINLIANI
S/O KHURNTIRA

R/O RAMHLUN NORTH
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

5:SMT. BIAKKUNGL
D/O R. VANKUNGA
R/O MISSION VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

6:SMT. SIKULTHANGI
D/O R. VANGKUNGA

R/O MISSION VENG
AIZAWL
DISTRICT AIZAWL
MIZORAM 796001

7:SH. LALHMACHHUANA
S/O THALRUMA (L)

R/O ZEMABAWK VENGLAI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

8:SH. LALCHAMLIANA

S/O LALHMACHHUANA

R/O ZEMABAWK VENGLAI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

9:SH. LALCHHUANAWMA
S/O LALHMACHHUANA

R/O ZEMABAWK VENGLAI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

10:SH. ZORAMMUANA
S/O LALHMACHHUANA

R/O ZEMABAWK VENGLAI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

11:SMT. ZORAMTHANGI
D/O Z. DENGTHANGA (L)
R/O ARMED VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

12:SH. LIANTHANGPUIA
S/O LUKAWLHA (L)
R/O BAWNGKAWN
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

13:SH. HRANGHLEIA
S/O BAWNGKAWN

R/O BAWNGKAWN
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

14:SH. R.L. LALAWMPUIA
S/O M. CHHUANMWAIA

R/O BETHLEHEM VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

15:SMT. MANGCHHUANMAWII
D/O KHUALA (L)

R/O BAWNGKAWN
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

16:SH. M. CHHUANMAWIA
S/O HMINGLIANA (L)
R/O BETHLEHEM VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

17:SH. MANGDINPUIA
S/O M. CHHUANMAWIA
R/O BETHLEHEM VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

18:SH. R. LALTHAZUALA
S/O M. CHHUANMAWIA
R/O BETHLEHEM VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

19:SMT. LIANDAILOVI BAWITLUNG
D/O BULBIKA BAWITLUNG
R/O CHHINGA VENG

AIZAWL
DISTRICT AIZAWL
MIZORAM 796001

20:SMT. B. LALDINPUII
D/O B. RALTHANGA

R/O DAWRPUI JAIL VENG
AIZAWL
DISTRICT AIZAWL
MIZORAM 796001

21:SMT. ZOKHUMI COLNEY
D/O SAWILUAIA
R/O CHAMMARIRAMHLUN ROAD
AIZAWL
DISTRICT AIZAWL
MIZORAM 796001

22:SMT. C. LALMUANPUII
D/O C. ZAKAMLOVA (L)
R/O ZARKAWT
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

23:SH. ZOSIAMLIANA
S/O ROBULA (L)
R/O CHANMARI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

24:SH. LALHLIRA
S/O CH. LAMA
R/O KOLASIB
BIAKKAWN

DISTRICT KOLASIB
MIZORAM 796081

25:SMT. R. VANLALHIMI
W/O SH. LALHLIRA
R/O KOLASIB
BIAKKAWN

DISTRICT KOLASIB
MIZORAM 796081

26:SH. ROSANGLIANA
S/O LALHMINGTHANGA (L)
R/O DAWRPUI
AIZAWL

DISTRICT AIZAWL
MIZORAM 796001

27:SH. LALRINSANGA
S/O ROSANGLIANE

R/O DAWRPUI JAIL VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM- 796001

28:SH. LALRINZUALA
S/O ROSANGLIANA
R/O DAWRPUL JAIL VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM-796001

29:SH. ROSIAMILANA
S/O K.C. ROKIMA
R/O R/O DAWRPUL JAL VENG
AIZAWL

DISTRICT AIZAWL
MIZORAM- 796001

30:SMT. CHAWNGPARI
D/O BAWIHRANGA
R/O KHATIA SOUTH
AIZAWL

DISTRICT AIZAWL
MIZORAM- 796001

31:THE STATE OF MIZORAM
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF MIZORAM
NEW SECRETARIAT COMPLEX

KHATIA
AIZAWL-796001

32:THE SPECIAL SECRETARY TO THE GOVERNMENT OF MIZORAM
LAND REVENUE AND SETTLEMENT DEPARTMENT
NEW SECRETARIAT COMPLEX
KHATIA
AIZAWL 796001

33:THE DEPUTY COMMISSIONER
AIZAWL DISTRICT
TREASURY SQUARE
AIZAWL
MIZORAM 796001

34:THE ADDL. A.G/ G.A
MIZORA

Advocate for the Petitioner : MR S K MEDHI,

Advocate for the Respondent : Ms. P. Bhattacharya, Addl. AG, Mizoram, MR. P D NAIR (r-1 to 30),S R A NASER (r-1 to 30),MR. A CHETRY (r-1 to 30),MR G ALAM (r-1 to 30),MR. H ROHMAN (r-1 to 30)

Linked Case : I.A.(Civil)/3105/2022

THE UNION OF INDIA AND 3 ORS
REPRESENTED BY DEFENCE SECRETARY TO THE GOVERNMENT OF INDIA
MINISTRY OF DEFENCE
101-A
SOUTH BLOCK
NEW DELHI110011

2: THE DEFENCE SECRETARY

GOVERNMENT OF INDIA
MINISTRY OF DEFENCE
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SOUTH BLOCK
NEW DELHI-110011

3: THE DIRECTOR GENERAL

DEFENCE ESTATES
RAKSHA SAMPADA BHAWAN
ULAANBAATAR MARG
DELHI CANTONMENT
NEW DELHI-110010.

4: THE DEFENCE ESTATE OFFICER

GUWAHATI CIRCLE
NARENGI MILITARY STATION
SATGAON
GUWAHATI-781027
VERSUS

ZOKAILANA AND 14 ORS
S/O LIANZOVA(L)
R/O MISSION VENG
AIZAWL.

2:CHHINGI
W/O LIANZOVA(L)
REPRESENTED BY ZOKAILANA
R/O MISSION VENG
AIZAWL.

3:ZOPIANGA
S/O LIANZOVA(L)
REPRESENTED BY ZOKAILANA
R/O MISSION VENG
AIZAWL.

4:ZORINPUII
D/O LIANZOVA(L)
REPRESENTED BY ZOKAILANA
R/O MISSION VENG
AIZAWL.

5:ZOLIANPUII
D/O LIANZOVA(L)
REPRESENTED BY ZOKAILANA
R/O MISSION VENG
AIZAWL.

6:LALSAWMILANI
D/O T. CHEUVA (L)
R/O ZARKAWT
AIZAWL.

7:LALNGURI
D/O T. CHAUVA (L)
R/O ZARKAWT
AIZAWL.

8:REMSIAMA NGENTE
REPRESENTED BY THATHUAMI
R/O HOUSE NO. KB-10
LUNGLEI ROAD
BAWNGKAWN.

9:LALNUNNGILA
S/O LUNGMUANA (L)
R/O E-69/1 CHAWNGA ROAD
KHATIA
AIZAWL.

10:H. LALRINTLUANGA
REPRESENTED BY ZOSANGLIANA HMAR
R/O HMUIFANG
AIZAWL
MIZORAM.

11:HNAMHLUNCHHUNGA
S/O C.L. CHANA
R/O CHALTIANG
AIZAWL.

12:SMT. LALNUNTLUANGI
LEGAL HEIR OF MR. H. LALTANPUIA
R/O TUIKHUAHTLANG
AIZAWL.

13:SMT. CHAWNGPARI
W/O B. LALTHLENGIANA (L)
R/O BETHELHEM VENG
AIZAWL.

14:SH. B. ZALIANA
S/O POWER ATTORNEY HOLDER IN RESPECT OF LSC NO. 103202/01/1176 OF 2005
R/O BETHELHEM VENG
AIZAWL.

15:SMT. R.LALREMSANGI
D/O R. RAMCHHUANA
R/O ZUANGTUI
AIZAWL.

Advocate for : MR S K MEDHI
Advocate for : MR. P D NAIR appearing for ZOKAILANA AND 14 ORS

BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SUMAN SHYAM

ORDER

Date : 14-08-2024
(Vijay Bishnoi, CJ)

Though this Writ Appeal No. 121/2022 is listed for hearing. However, the learned counsel for the appellant has pointed out that some of the persons were added as respondents before the learned Single Judge at the time of final hearing of the writ petition. However, their names were not reflected in the cause title of the judgment and therefore, they could not be impleaded as party respondents in this writ appeal.

The learned counsel for the applicant has, therefore, submitted that the opposite party Nos. 1 to 15 in the I.A.(C) No. 3105/2022 be directed to be impleaded as respondent Nos. 35 to 49 in the instant writ appeal.

The learned counsel for the respondents has no objection, if such prayer is allowed.

Under such circumstances, the I.A.(C) No. 3105/2022 is allowed. The opposite party Nos. 1 to 15 in the I.A.(C) No. 3105/2022 be impleaded as respondent Nos. 35 to 49 in the writ appeal. The learned counsel for the applicant is directed to file amended cause title within a period of one week from today.

On filing of the amended cause title, let notice be issued to the newly added

respondent Nos. 35 to 49 returnable within a period of 02 weeks through registered post with A/D.

After service of notice upon the respondents, list this writ appeal for hearing.

JUDGE **CHIEF JUSTICE**

GS

Comparing Assistant