GAHC040017052026

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

Case No. : WP(C)/503/2026

Dimso Manyu and 3 Ors
Son of Late Some Manyu, Gai/ Gong Village, PO Walong, Anjaw District, Arunachal Pradesh. 2: Kapsitlum Manyu
Age:
Occupation :
Son of Late W Manyu
Gai/ Gong Village
PO Walong
Anjaw District
Arunachal Pradesh.

3: Changhum Manyu
Age:
Occupation :
Son of Late Some Manyu
Gai/ Gong Village
PO Walong
Anjaw District
Arunachal Pradesh.

4: Samle Manyu
Age:
Occupation :
Son of Late Some Manyu
Gai/ Gong Village
PO Walong
Anjaw District
Arunachal Pradesh

VERSUS

The State of AP and 18 Ors
through the Chief Secretary, Govt of Arunachal Pradesh, Itanagar. 2:The Deputy

Commissioner
Age: 0
Occupation :
Anjaw District
Hawai
Arunachal Pradesh.

3:The Circle Officer
Age: 0
Occupation :
Walong Circle
Walong
Anjaw District
Hawai
Arunachal Pradesh.

4:Rahul Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

5:Balingso Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

6:Tochanglum Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

7:Sotham Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

8:Dechem Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

9:Baprawso Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

10:Bathanso Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

11:Banewso Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

12:Bola Tulang
Age: 0
Occupation :
C/o Mrs Golemso Kri (Tulang) DFDO
Tezu
Lohit District
presently residing at Kanchi Char Ali
Tezu
Lohit District
Arunachal Pradesh.

13:Bagang Tulang
Age: 0
Occupation :
Pomliang Village
PO Tezu

Lohit District
Arunachal Pradesh.

14:Phlamso Tulang
Age: 0
Occupation :
Pomliang Village
PO Tezu
Lohit District
Arunachal Pradesh.

15:Bakhui Tulang
Age: 0
Occupation :
C/o Police Station
PO Tezu
Lohit District
Arunachal Pradesh.

16:Natengso Tulang
Age: 0
Occupation :
Khrowti Village
PO Walong
Anjaw District
Arunachal Pradesh.

17:Bakraiso Tulang
Age: 0
Occupation :
C/o Police Station
Tezu
PO and PS Tezu
Lohit District
Arunachal Pradesh.

18:Timjai Tulang
Age: 0
Occupation :
Sarti Village
PO Walong
Anjaw District
Arunachal Pradesh.

19:Monrong Tulang
Age: 0
Occupation :
Sarti Village

PO Walong
Anjaw District
Arunachal Pradesh

Advocate for the Petitioner : Debo K Deori, Epra Melo

Advocate for the Respondent : GA (AP),

BEFORE
HONOURABLE MR. JUSTICE NELSON SAILO

ORDER

Date : 08.10.2026

Heard Mr. D. K. Deori, learned Counsel for the petitioners. Also heard Ms. G. Ete, learned Additional Senior Government Advocate appearing for the State respondents.

[2.] Having regard to the nature of the case projected by the petitioners, the same is taken up for disposal at this stage. The petitioners are aggrieved by the order of the Circle Officer dated 12.11.2010, whereby the dispute between the petitioners and the private respondents was decided in favour of the private respondents. According to the learned counsel for the petitioners, the Circle Officer does not have the authority to decide such a dispute between the rival indigenous parties.

[3.] Aggrieved by the said order, the petitioners filed Civil Revision Petition No. 31/2010 before this Court and the same was disposed of vide order dated 26.07.2011 by relegating the petitioners to oppose the Deputy Commissioner and the jurisdiction against the order of the Circle Officer. Pursuant thereto, the petitioners then filed an appeal before the Deputy

Commissioner, Anjaw District, Hawai, i.e. Civil Appeal No. 01/2011. The said appeal, however, came to be dismissed vide order dated 27.02.2012 on the grounds of delay, as Section 51 of the Assam Frontier (Administration of Justice) Regulation, 1945 provides for a limitation period of one month to file an appeal.

[4.] In the meantime, the private respondents initiated execution proceedings before the Deputy Commissioner. The said execution proceeding came to be disposed of vide order dated 23.07.2026, whereby the Deputy Commissioner directed the petitioners to vacate the suit land and remove the structures erected thereon within the stipulated time. Aggrieved thereby, the petitioners have approached this Court by way of the instant writ petition.

[5.] It is seen that the petitioners have invoked both Articles 226 and 227 of the Constitution of India while filing the instant writ petition. It is further seen that after dismissal of the appeal filed by the petitioners before the Deputy Commissioner, Anjaw District, Hawai, on 27.02.2012, the petitioners did not take any further steps or approach any forum for redressal of their grievance.

[6.] It is only upon the disposal of the execution proceeding on 23.07.2026, whereby the Deputy Commissioner directed the petitioners to vacate the suit land and remove the structures standing thereon, that the petitioners have approached this Court.

[7.] The learned counsel for the petitioners submits that the petitioners can approach this Court at any time as there is no period of limitation to file a writ petition. It is true that there is no prescribed period of limitation

for filing a writ petition. However a party aggrieved is required to approach the Court within a reasonable period, and if there is delay on the part of the aggrieved party the same must be explained by giving appropriate reasons.

[8.] The petitioners, in the instant case, have not given any explanation as to what prevented them from approaching this Court after their appeal was dismissed by the Deputy Commissioner, Anjaw District, Hawai on 27.02.2012.

[9.] Therefore, having regard to the inordinate delay in approaching this Court and in absence of any explanations, this Court is not inclined to entertain the instant writ petition on the ground of delay and laches.

[10.] Accordingly, the writ petition is dismissed.

JUDGE

Comparing Assistant