GAHC040018262026

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

Case No. : WP(C)/535/2026

Oyit Pangkam
Son of Alo Pangkam, resident of Village Ramsing, PO and PS Jengging, Upper Siang District, Arunachal Pradesh.

VERSUS

The State of AP and 3 Ors
represented by the Chief Secretary, Govt of Arunachal Pradesh, Itanagar.

2:The Secretary
Age: 0
Occupation :
Land Management Department
Govt of Arunachal Pradesh
Itanagar.

3:The Deputy Commissioner
Age: 0
Occupation :
Upper Siang District
Yingkiong
Arunachal Pradesh.

4:The District Land Revenue and Settlement Officer
Age: 0
Occupation :
Upper Siang District
Yingkiong
Arunachal Pradesh

Advocate for the Petitioner : Orin Modi, Tenzin Tsowang,Duram Miyu,Kano Kirkom,Tak siboh

Advocate for the Respondent : GA (AP),

BEFORE
HONOURABLE MR. JUSTICE KARDAK ETE

ORDER

Date : 06-11-2026

Heard Mr. O. Modi, learned counsel for the petitioner. Also heard Ms. G. Ete, learned Additional Senior Government Advocate for the State respondents.

2. By filing the present writ petition, the petitioner essentially seeks a direction for consideration and disposal of his representation dated 07.10.2026, submitted before the Deputy Commissioner, Upper Siang District, Yingkiong, seeking release of the reassessed compensation amount of Rs.33,14,473/- (Rupees Thirty-Three Lakh Fourteen Thousand Four Hundred Seventy-Three only), together with 100% solatium of an equivalent amount, aggregating to Rs.66,28,946/- (Rupees Sixty-Six Lakh Twenty-Eight Thousand Nine Hundred Forty-Six only), along with applicable interest at the rate of 12% per annum, in respect of the land and properties acquired for the purpose of widening the Ditte-Dime-Migging Road at Chainage No. 96.995, Package-I, situated at Etpom area, Ramsing, Upper Siang District.

3. Having considered the simple nature of the prayer made in the writ petition and as agreed to by the learned counsel for the parties, this writ petition is taken up for disposal at the motion stage itself.

4. The petitioner claims to be the owner of land and properties situated at Etpom area, Ramsing, which were affected by the construction and widening of the Ditte-Dime-Migging Road in Upper Siang District. The land required for the

said public purpose was acquired by the State authorities by invoking Section 10 of the Balipara/Tirap/Sadiya Frontier Tract Jhum Land Regulation, 1947, pursuant to Notification dated 24.02.2016, published in the Arunachal Pradesh Gazette, Extraordinary, No. 127, Vol. XXIII, dated 19.03.2016. The land and properties of the petitioner situated at Etpom area, Ramsing, corresponding to Chainage No. 96.995, Package-I, were acquired for the aforesaid public purpose.

5. It is the case of the petitioner that, while assessing compensation payable to the affected landowners in respect of the said road project, his land and properties were substantially undervalued. The discrepancies in the assessment were subsequently brought to the notice of the State authorities, pursuant to which, in connection with the communication dated 24.11.2021, a Fact Finding Committee/Technical Board was constituted by the Government for examining the discrepancies and reassessing the compensation payable to the affected landowners. Upon examination of the petitioner's claim in respect of Chainage No. 96.995, Package-I, the said Fact Finding Committee/Technical Board assessed the compensation payable to him at Rs.33,14,473/- (Rupees Thirty-Three Lakh Fourteen Thousand Four Hundred and Seventy-Three only).

6. It is the claim of the petitioner that, despite the aforesaid reassessment, the respondent authorities have failed to release the compensation amount payable to him, whereas other similarly situated affected landowners have already received compensation along with the benefits of 100% solatium and 12% interest. The petitioner, therefore, claims entitlement to the reassessed amount determined by the Fact Finding Committee/Technical Board, together with the aforesaid additional benefits.

7. Despite approaching the Deputy Commissioner, Upper Siang District, on several occasions, the petitioner claims that no payment has been released to him in accordance with the reassessed compensation. He, therefore, submitted a written representation dated 07.10.2026 before the Deputy Commissioner, seeking release of the reassessed compensation of Rs.33,14,473/-, together with an equivalent amount towards 100% solatium and applicable interest at the rate of 12% per annum. However, the said representation has not been considered or disposed of till date. Therefore, the learned counsel for the petitioner prays for a direction to the respondent authorities to consider and dispose of the said representation.

8. Ms. G. Ete, learned Additional Senior Government Advocate, fairly submits that she would have no serious objection to the prayer made by the petitioner for consideration and disposal of his representation dated 07.10.2026, without entering into the merits of his claim.

9. Having considered that the compensation in respect of the land and properties of the petitioner affected by the construction and widening of the Ditte-Dime-Migging Road has been reassessed through the Fact Finding Committee/Technical Board constituted by the State authorities, and that the said Fact Finding Committee/Technical Board has assessed the amount of Rs.33,14,473/- (Rupees Thirty-Three Lakh Fourteen Thousand Four Hundred and Seventy-Three only) as compensation in respect of the petitioner's land and properties, and that similarly situated landowners appear to have been paid compensation along with the benefits of 100% solatium and as agreed to by the concerned parties, I deem it appropriate to dispose of this writ petition with a direction to the Deputy Commissioner, Upper Siang District, Yingkiong,

Arunachal Pradesh, to take up the representation dated 07.10.2026 submitted by the petitioner.

10. Accordingly, the Deputy Commissioner, Upper Siang District, Yingkiong, Arunachal Pradesh, is directed to consider and dispose of the representation dated 07.10.2026 submitted by the petitioner, in accordance with law, by passing a reasoned and speaking order, within a period of 20 (twenty) days from the date of receipt of a certified copy of this order.

11. It is made clear that this Court has not expressed any opinion on the merits of the claim of the petitioner, which shall be considered independently by the Deputy Commissioner, in accordance with law.

12. The writ petition stands disposed of in terms of the above directions.

JUDGE

Comparing Assistant