GAHC010103152024

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

Case No. : WA/248/2024

THE UNION OF INDIA AND ORS.
THE UNION OF INDIA REPRESENTED BY ITS GENERAL MANAGER N F RAILWAY MALIGAON GUWAHATI

2: THE DEPUTY CHIEF ENGINEER (CONSTRUCTION)
BOGIBEEL BRIDGE PROJECT
NF RAILWAY
SILAPATHAR
DHEMAJI
ASSAM
78705

VERSUS

MANUJ PAIT AND 152 ORS.
MANUJ PAIT SON OF JAPAN PAIT VILL PIYANG CHAPORI PO KULAJAN PS SILAPATHAR DIST DHEMAJI ASSAM

2:SRI PHANI DHAR DOLEY
S/O LATE MALIM DOLEY
VILL- KEBARANGO
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

3:SRU HITESH PEGU
S/O DHANBEER PEGU
VILL- KANDULIJAN
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

4:SRI NABIN LETUM
S/O BONGKUT LETUM
VILL- CHITALMARI
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

5:SRI RAGHUNATH LETUM
S/O BONGKUT LETUM
VILL- CHITALMARI
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

6:SRI KALINATH LETUM
S/O BETARAM LETUM
VILL- CHITALMARI
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

7:SRI BRIKUDHAR LETUM
S/O BONGKUT LETUM
VILL- CHITALMARI
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

8:SRI SATISH PEGU
S/O SUNILAL PEGU
VILL- KEBARANGO
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

9:SRI DINESWAR MILI
S/O BICHESWAR MILI@ BILESWAR MILI
VILL-PIYANG CHAPORI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

10:SRI BIDYADHAR CHARAH
S/O GIRISH CHARAH
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

11:SRI TONIRAM REGON
S/O NANDIRAM RAGON
VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

12:SMTI ANJU MONI PEGU
W/O SRI TARUN PEGU
VILL CHEKAIBALI NA-PAM
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

13:SRI SHIVANATH CHARAH
S/O RAMA CHARAH
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

14:SRI JANMIJOY BORI
S/O BENUDHAR BORI
VILL- AMGURI DAMBUK
PO-NAMGHARIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

15:SRI BENUDHAR BORI
S/O SADHAN BORI
VILL- AMGURI DAMBUK
PO- NAMGHARIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

16:SRI TILESWAR BORI

S/O GARAM
VILL- AMGURI DAMBUK
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

17:SMTI BEULI BORI
W/O UKESHWAR
VILL-AMGURI DAMBUK
PO- MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

18:SRI GOBIN BORI
S/O CHANDRA BORI
VILL- AMGURI DAMBUK
PO- NAMGHORIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

19:SRI RAJESH PEGU
S/O SUNILAL PEGU
VILL- KEBARANGO
PO-MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

20:SRI PRAFULLA PAIT
S/O LATE RAJANI PAIT
VILL NO. 3
PIANG CHAPORI
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

21:SRI LILADHAR PAIT
S/O PADMADHAR PAIT
VILL- PIYANG CHAPORI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

22:SMT. SATYABATI PAIT
W/O NABIN PAIT
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

23:SRI PONARAM DOLEY
S/O TONGKE
VILL AMGURI DAMBUK
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

24:SMTI CHITRA BORI
W/O GARAM BORI
VILL- AMGURI DAMBUK
PO- NAMGHORIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

25:SRI DURNO KULI
S/O ALISON KULI
VILL- KEBARANGA
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

26:SRI PRADIP BORI
S/O LATE GARAM
VILL- BHALUKAGURI
PO-NAMGHARIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

27:SRI PURAN REGON
S/O KINGKAR REGON
VILL- KEBARANG
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

28:SRI DEBA PAIT @ DEBA KR. PAIT
S/O BHAGIRAM
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

29:SRI BAPUJI PEGU
S/O BINESWAR PEGU
VILL- KEBARANGA
PO- MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

30:SRI DIMBESWAR DOLEY @ DIBESWAR
S/O AMAR DOLEY
VILL- KEBARANGA
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

31:SRI LOKESWAR KULI
S/O DURNA KULI
VILL- KEBARANGA
PO-MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

32:SRI NOMAL REGON
S/O NANDESWAR REGON
VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

33:SRI SASHI DOLEY
S/O NABLING DOLEY
VILL- KEBARANGO
PO- MECHAKI TONGANI
PS-SILAPATHAR
DIST. DHEMAJI
ASSAM

34:SRI KAMAL TAYE

S/O NIBASH TAYE
VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

35:SRI GHANA KANTA MILI
S/O NAL
VILL- BHALUKAGURI
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

36:SRI PUTHIRAM CHUNGKRANG
S/O MARKATI CHUNGKRANG
VILL- PIYANG CHAPORI
PO- KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

37:SRI KANAK MILI
S/O TALAR MILI
VILL- AMGURI DAMBUK
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

38:SRI JUGEN PEGU
S/O BIKUDHAR PEGU
VILL-KEBARANGO
PO-MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

39:SRI KUMESHAR PEGU
S/O NANDIRAM REGU
VILL- KEBARANGO
PO- MECHAKI TONGANI
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

40:SRI KALIRAM PEGU
S/O HALURA PEGU

VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

41:SRI DHONI RAM KUL
S/O GARE KULI
VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

42:SRI HARISH PAIT
S/O DAITYA PAIT
VILL- CHAKAI BALI NA-PAM
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

43:SRI SUBHASH TAYE
S/O MAKU TAYE
VILL and PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

44:SRI PRABHAT PAIT
S/O ALAM PAIT
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

45:SRI PADMA MILI
S/O LATE KUBER
VILL- BHALUKAGURI
PO-NAMGHARIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

46:SRI HARINATH PAIT
S/O LATE DATARAM
VILL- CHEKAI BALI NA-PAM
PO-KULAJAN
PS SILAPATHAR

DIST. DHEMAJI
ASSAM

47:SRI JIBAN LETUM
S/O LATE AMAI LETUM
VILL- NO.3 PIANG CHAPORI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

48:SRI MUNINDRA PAIT
S/O LALIT PAIT
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

49:SRI TULESWAR PAIT
S/O LATE GALONG
VILL- KULAJAN PATHAR
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

50:SRI RAJEN PAIT
S/O ALAM PAIT
VILL- CHITALMARI
PO-KULAJAN
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

51:SRI PARSHURAM PEGU
S/O LATE MALA
VILL- CHEKAI BALI NA-PAM
PO-KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

52:SRI BHARAT PAIT
S/O ALAM PAIT
VILL- CHITAL MARI
PO-KULAJAN
PS- SILAPATHAR

DIST. DHEMAJI
ASSAM

53:SRI LIKHAN PAIT
S/O DEVEN PAIT
VILL- CHITALMARI
PO- DEVEN PAIT
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

54:SRI PERISH DOLEY
S/O ATARSING DOLEY
VILL and PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

55:SRI MONUJ MILI
S/O MARGO
VILL- BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

56:SRI GUNABAN MILI
S/O MARGO
VILL- BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

57:SRI CHENIDHAR KUMBANG
S/O RAJA
VILL- VILL- BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

58:SRI HIREN KUMBANG
S/O PARSURAM
VILL- BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI

ASSAM

59:SRI LILAMBAR MILI
S/O BHAGIRATH MILI
VILL AMGURI DAMBUK
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

60:SRI SANATAN TAID
S/O LODHAR TAID
VILLand PO- MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

61:SRI MAHENDRA PEGU
S/O HALURA PEGU
VILL- KANDULIJAAN
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

62:SRI TULESWAR KUMBANG
S/O LT. MISIMI
VILL- BHALUKAGURI
PO- NAMGHARIA
PS SILAPATHAR
DIST. DHEMAJI
ASSAM

63:SRI PARESH BORI
S/O LATE TAMBRA
VILL BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

64:SRI MAHENDRA PAIT
S/O JATIRAM PAIT
VILL and PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

65:SRI JOYNARAYAN MILI
S/O LALICHAN MILI
VILL BHALUKAGURI
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

66:SRI GAMAN MILI
S/O LALICHAN MILI
VILL BHALUKAGURI
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

67:SRI ATUL PAIT
S/O KORNESWAR PAIT
VILL CHITALMARI
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

68:SRI BHOLANATH PAIT
S/O ABHIRAM PAIT
VILL and PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

69:SRI KULARAM KUTUM
S/O LATE MANGAL SINGH
VILL-BHALUKAGURI
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

70:SRI GHANASHYAM KUMBANG
S/O KASHI RAM
VILL BHALUKAGURI
PO- NAMGHORIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

71:SRI BILARAM PEGU

S/O NILMONI PEGU
VILL KEBARANGA PO- MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

72:SRI DINESH DOLEY
S/O MOHESWAR DOLEY
VILL- KEBARANGO
PO- MECHAKI TONGANI
P.S. - SILAPATHAR
DIST. DHEMAJI
ASSAM

73:SRI PUNYADHAR PEGU
S/O KARJAN BARUA PEGU
VILL KEBARANGO
PO-MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

74:SRI LABA BORI
S/O LT. NANKA
VILL-BHALUKAGURI
PO- NAMGHARIA
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

75:SRI SUMESWAR REGON
S/O KINGKOR REGON
VILL KEBARANGO
PO- MECHAKI TONGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

76:SRI NIRANJAN PEGU
S/O LT. TIRTHESWAR PEGU
VILL- KEBARANGON
PO- MECHAKI TENGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

77:SRI MASHAL PEGU
S/O NANDIRAM PEGU

VILL- KEBARANGO
PO- MECHAKI TENGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

78:SRI PADMA PEGU
S/O NANDIRAM PEGU
VILL- KEBARANGO
PO- MECHAKI TENGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

79:SRI KUMBESWAR PEGU
S/O NANDIRAM PEGU
VILL- KEBARANGO
PO- MECHAKI TENGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

80:SRI RAGHUNATH LETUM
S/O BONGKUT LETUM
VILL- CHITALMARI
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

81:SRI DIBAKAR PAIT
S/O GAMBHIR PAIT
VILL CHITALMARI
PO- KULAJAN
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

82:SRI ROBIN REGON
S/O BARMA REGON
VILL- KEBARANGO
PO- MECHAKI TENGANI
PS- SILAPATHAR
DIST. DHEMAJI
ASSAM

83:SRI MANUJ REGON
S/O DARIA REGON VILL- KEBARANGO

P.O. MECHAKI TONGANI P.S. SILAPATHAR
DIST. DHEMAJI
ASSAM

84:SRI BHADESHWAR DOLEY
S/O LILAMBOR DOLEY VILL- KEBARNGO
P.O. MECHAKI TONGANI P.S. SILAPATHAR
DIST. DHEMAJI
ASSAM

85:SRI KAMAL PAIT
S/O LAMON PAIT VILL and P.O. KULAJAN
P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

86:SRI JUGEN DOLEY
S/O LT. MANGAL SINGH DOLEY VILL -NO. 3 PIANG CHAPORI
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

87:SRI MATA RAM MILI
S/O BADRARAM MILI VILL- AMGURI DAMBUK
P.O. NAMGHORIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

88:SRI BIRADHAR PEGU
S/OLT. MANGAL SINGH PEGU VILL-NO.3
PIANG CHAPORI
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

89:SRI LUKESWAR MILI
S/O GAM MILI VILL- PIYANG CHAPORI P.O. KULAJAN P.S. SILAPATHAR
DIST. DHEMAJI
ASSAM

90:SRI NEHERU KULI
S/O KIMAT KULI VILL and P.O. KULAJAN
P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

91:SRI RAMESH KULI
S/O ALISON KULI VILL- KEBARANGO
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

92:SRI JAHALAL KUMBANG @ JABRALAL
S/O BALURAM KUMRBANG @ PARASHURAM VILL- AMGURI DAMBUK

P.O. NAMGHORIA P.S. SILAPATHAR
DIST. DHEMAJI
ASSAM

93:SRI JATIN REGAN
S/O MATUL REGON VILL and P.O. KULAJAN
P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

94:SRI BALIN LETUM
S/O BONGKUT LETUM VILL- CHITALMARI
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

95:SMTI. DURGA DOLEY
W/O MALBHOG DOLEY VILL and P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

96:SRI SARAT SINGH MILI
S/O LALISON MILI VILL- BHALUKAGUR
P.O. NAMGHORIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

97:SRI GAGAN MILI
S/O LALISON MILI VILL- BHALUKAGURI
P.O. NAMGHORIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

98:SRI DUPAI MILI
S/O MONIRAM VILL- AMGURI DAMBUK
P.O. NAMGHORIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

99:SRI NILAKANTA PEGU @ LILAKANTA
S/O KUMER PEGU VILL- KEBARANGO
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

100:SRI JAYANTA KULI
S/O BOLAI MOHAN KULI VILL and P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

101:SRI JIBAN MILI
S/O LT. MANGAL SINGH VILL- BHALUKAGURI
P.O. NAMGHORIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

102:SRI MAHANTA TAYE
S/O LT MAJU VILL- CHEKAI BLI NA-PAM P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

103:SRI RANUJ PEGU
S/O BILARAM PEGU VILL- KEBARRANGO
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

104:SRI JATIRAM PEGU
S/O SENIDHAR VILL- KANDULIJAN
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

105:SRI JATIN PEGU
S/O MUKTINATH PEGU VILL- CHEKAI BALI NA-PAM
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

106:SRI TULESWAR PAIT
S/O GALONG PAIT VILL- CHEKAI BALI NA-PAM
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

107:SRI BIDEKHI PEGU
S/O PUNYA VILL- CHEKAI BALI NA-PAM
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

108:SRI DUGESRA PEGU @ DURGESWAR PEGU
S/O GAJAT VILL- CHEKAI BALI NA-PAM
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

109:SRI PARAMA TAYUNG
S/O GAMONG TAYUNG VILL- CHEKAI BALI NA-PAM
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

110:SRI PADMADHAR PEGU @ PADMEDHAR PEGU
S/O URAD PEGU VILL- PIYANG CHAPORI P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

111:SRI LAKHI PEGU
S/O PADMEDHAR VILL- PIYANG CHAPORI

P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

112:SRI JIBEDHA DOLEY @ JIBEDHAR DOLEY
S/O BISHNU @ BISHTUNG DOLEY VILL- PIYANG
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

113:SRI KATAKI LETUM
S/O THANURAM @ MONU LETUM VILL- PIYANG
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

114:SRI BHUPEN MILI
S/O BICHESWAR @ BISHESHWAR MILI VILL- PIYANG
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

115:SRI MAHENDRA PEGU
S/O BRACHIR @ BACHIR PEGU VILL-PIYAN
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

116:SRI MOHAN MILI
S/O GAM MILI VILL- PIYANG
P.O. KULAJAN P.S. SILAPATHAR
DIST. DHEMAJI
ASSAM

117:SRI BIDYADHAR CHARAH
S/O GIRISH @ GIRCHI CHARAH VILL- CHITALMARI
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

118:SRI UKESWAR BORI
S/O DAULAT VILL- AMGURI DAMBUK
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

119:SRI MATRAM MILI
S/O BAJU VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

120:SRI BIMAL MILI
S/O NAL VILL- BHALUKAGURI
P.O.NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

121:SRI LAWMAR MILI @ LAUMAR MILI
S/O NAL VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

122:SRI MANI KANTA KUMBANG

S/O BHABARAM @ UBARAM KUMBANG VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

123:SRI BHUGESWAR KUTUM
S/O MONGLSING @ MANGAL SINGH VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

124:SRI SIBA DOLEY
S/O UKIL DOLEY VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

125:SRI TAMBOR BORI
S/O UKURAM VILL- GHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

126:SRI GOBIN BORI
S/O CHANDRA VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

127:SRI MANJIT KUMBANG
S/O UPEN VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

128:SRI JIBARAM KUMBANG
S/O RADHESWAR KUMBANG VILL- BHALUKAGURI
P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

129:SRI JAGAT DOLEY
S/O UMESHWARY @ SUMESWAR DOLEY VILL- KULAJAN PATHAR
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

130:SRI DEBA DOLEY

S/O BOTUL VILL-KULAJAN PATHAR
P.O.KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

131:SRI TAMA PEGU
S/O TECHEN @ TASAN PEGU VILL- KULAJAN PATHAR
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

132:SMTI.MENTAN BEGUM
W/O BALU VILL- KULAJAN PATHAR
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

133:SRI NAMAI REGON
S/O MEMBER VILL- KULAJAN PATHAR
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

134:SRI AJA REGON
S/O UMESH REGON VILL- KULAJAN PATHAR P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

135:SRI NIMAL REGON @ NIRMAL
S/O DARBALSING @ DABALASING VILL- KULAJAN PATHAR
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

136:SRI RATAN PEGU
S/O LALEN PEGU VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

137:SRI MALU DOLEY @ MAL CHANDRA DOLEY
S/O KULADHA @ KULA DOLEY VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

138:SRI PUNARAM DOLEY
S/O TANKESWAR DOLEY VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

139:SRI TIKHESWAR PEGU @ TIRTHESWAR
S/O LAKHIRMA VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

140:SHRI LILADHAR PEGU
S/O LAKHIRAM
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

141:SRI GALONG PEGU
S/O KARJUN BARUA PEGU
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

142:SHRI PHANI DOLEY
S/O MOLIM DOLEY
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

143:SHRI BHADESWAR DOLEY
S/O LILAMBAR @ LAMBAR DOLEY
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

144:SRI GUBARDHAN @ GUBARACHAN DOLEY
S/O LATURA @ LATUBA DOLEY
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

145:SRI AKANTA KADONG @ AKANTA KARDONG
S/O DONGKA
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

146:SRI PRIYANATH KADONG @ PRIYANATH KARDONG
S/O DONGKA
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

147:SRI KIRAN DOLEY
S/O SHASHI DOLEY
VILL- KEBARANGA
P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

148:LILA KUMBANG
S/O KACHIRAM
VILL- BHALUKAGURI
PO NAMGHORIA
P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

149:BHUDHESWAR DOLEY @ BADESHWAR DOLEY
S/O LILAMBAR
VILL- PIYANG
PO KULAJAN
P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

150:SHRI UTTAM DOLEY
S/O CHITRABANU DOLEY
VILL AND P.O. MECHAKI TONGANI P.S. SILAPATHAR DIST. DHEMAJI
ASSAM

151:THE DEPUTY COMMISSIONER

DHEMAJI
ASSAM

152:THE CIRCLE OFFICER

SISSIBORGAON REVENUE CIRCLE
SISSIBORGAON
DHEMAJI
ASSAM

153:THE STATE OF ASSAM
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR GUWAHATI 78100

Advocate for the Petitioner : MR. H GUPTA, ASSTT.S.G.I.

Advocate for the Respondent : MR. N DAS, GA, ASSAM (R-151,152,153), MR S GAUTAM (R-7,12,13,25,28, 17,50,53,39,91,92, 99,100,108,49,118,109, 127,124,122,77,111,150,147,145,),MS N BEGUM (R-7,12,13,25,28,17, 50,53,39,91,92,99, 100,108,49,118,109,127, 124,122,77,111,150,147,145,),MR. K M MAHANTA,MR. K M MAHANTA (R-7,12,13,25,28, 17,50,53,39,91,92, 99,100,108,49,118, 109,127,124,122,77, 111,150,147,145,),MR K K MAHANTA (Sr. Advocate) (R-7,12,13,25 ,28,17,50,53,39, 91,92,99,100,108, 49,118,109,127,124,122, 77,111,150,147,145,),GA, ASSAM,MR D SAIKIA (r-1,6,20,21,55,66, 68,72,89,93,117,140, 142,144,22,55,96,71),MR J C GAUR (r-1,6,20,21,55, 66,68,72,89,93,117,140, 142,144,22,55,96,71)

For the Petitioner /Appellant(s) : Mr. H. Gupta, Advocate

For the Respondent(s) : Mr. K.K. Mahanta, Sr. Advocate
Ms. N. Begum, Advocate
Mr. Debabrat Saikia, Advocate
Mr. J.C. Gaur, Advocate
Mr. H. Kuli, Advocate
Mr. S. Baruah, GA, Assam

– **B E F O R E** –
HON'BLE THE CHIEF JUSTICE MR. ASHUTOSH KUMAR
HON'BLE MR. JUSTICE KAUSHIK GOSWAMI

10.11.2026
(Ashutosh Kumar, CJ)

We have heard Mr. H. Gupta, learned Central Government Counsel for the appellant/Union of India and Others; Mr. S. Baruah, learned Government Advocate, Assam; Mr. K. K. Mahanta, learned senior Advocate assisted by Ms. N. Begum, learned Advocate, Mr. J.C. Gaur, learned Advocate and Mr. H. Kuli, learned Advocate for the private respondents.

This appeal, preferred by the appellants/Union of India and Others challenging the order dated 09.09.2022, passed by a learned Single Judge of this Court in WP(C) No. 6884/2017, relates to payment of compensation for the user of land of the respondents by the Northeast Frontier Railways (hereinafter referred as "Railways") for constructing a service road as part of the Bogibeel Bridge Project.

It appears from the records that in the year 2004, the Raiways had taken lands from 53 patta holders, on temporary lease, paying them

lease charges for a period of ten years, which period was later extended and the lands were ultimately returned to the patta holders in the year 2018.

It is the contention of the appellants/Railways that other 150 occupants including the respondents had claimed that the Railways had also used their lands but without paying either the compensation, or the user charges.

The claimants filed a writ petition vide WP(C) No. 6884/2017 before this Court seeking compensation based on the estimates provided by the Deputy Commissioner, Dhemaji, after a period of 12 years.

Mr. Gupta has argued that the Railways insisted before the learned Single Judge that the lands in question were taken on temporary lease only from 53 land owners and not from the other claimants. Even those lands, which were taken on lease, were only for user purposes and it was not a permanent acquisition.

However, from the averments made in the affidavit filed on behalf of the Railways, it appears that the other lands, which were used for the purpose of construction of the afore-noted service road, was government land and therefore no encroacher of the government land could have claimed compensation.

The learned Single Judge, however, recorded a consent judgment in the following terms:

> "*7. Accordingly, as agreed upon by the concerned official of the N.F. Railway before the Court, the Deputy Chief Engineer, Bogibeel Project to do the needful to pay the amount required by the Deputy Commissioner in the communication dated 26.02.2016*

and in doing so, the Deputy Commissioner shall make a further communication to the Deputy Chief Engineer, Bogibeel Project as regards the escalation of the compensation by including the relevant interest for the purpose and the said amount be also accordingly paid. Further, if the Deputy Commissioner upon examining the entire records finds more number of land owners were being deprived of compensation, the Deputy Commissioner may accordingly enquire and assess the matter and do any further acts as may be required under the law. Upon the compensation amount being deposited by the Railway Authorities, the Deputy Commissioner, Dhemaji may disburse the same as per the appropriate apportionment to the respective land owners as they may be entitled under the law. The requirement of depositing the amount provided in the communication dated 26.02.2016 be done within a period of 2(two) months and upon the amount being received by the Deputy Commissioner, the Deputy Commissioner may do the needful to disburse the apportioned amounts within a period of another 1(one) month thereof to the respective land owners. If any further interest is assessed by the Deputy Commissioner and paid by the Railway Authorities, the interest portion would also be accordingly apportioned and paid to the land owners thereafter."

A bare perusal of the extracted portion of the impugned judgment reflects that a responsibility had been put on the Deputy Commissioner, Dhemaji, to enquire and assess whether the claim of the respondents was correct, and if it were found that they are patta holders, compensation for the user of the land by the Railways shall be disbursed as per appropriate apportionment to the respective land owners, to which compensation they would be entitled under the law.

Though it was a consent judgment, but the Railways preferred an appeal (WA No. 417/2023) in the year 2023, which was withdrawn by the appellants in order to enable them to prefer a review petition before the learned Single Judge. The review petition, so filed by the appellants, was

also dismissed by the learned Single Judge.

Thereafter, the present appeal has been filed.

The issues raised on behalf of the appellants do not appear to be germane to any decision-making process in this case. An argument was raised, in our estimation, unnecessarily that the user of land by the Railways for a particular period did not amount to any permanent acquisition and, therefore, lease charges would not be payable to private land owners who are encroachers of the government land.

Raising of this issue at a belated stage was uncalled for, particularly in the event of the learned Single Judge having directed that no compensation would be payable to any encroacher of the government land but only to the owners/patta holders of the land, who would be entitled to compensation, and such assessment regarding entitlement having been made obligatory on the part of the Deputy Commissioner, Dhemaji.

During the course of the hearing, Mr. Mahanta, learned senior Advocate for the private respondents showed to us *Chitha* copy of the lands allotted to the claimants/respondents by the government.

There is nothing on record to indicate that the documents furnished, even at the appellate stage, are fake or procured documents.

However, Mr. Gupta, while seeking setting aside of the directions issued by the learned Single Judge, referred to a communication issued by the District Administration, Dhemaji, to the Deputy Chief Engineer/Construction, Pasighat, wherein it was clarified that the order of the learned Single Judge was very clear, but it was rather unfortunate that undue delay had been shown by the Railways and the objections

raised on the proposal submitted by the District Administration office, Dhemaji, was absolutely ingenuine and in contravention of the contents of the order passed by the learned Single Judge. It was pointed out by the District Administration, Dhemaji, that a list of 120 affected families occupying government land and other 28 families in possession of private land had been submitted after a field verification conducted in pursuance of the order passed by this Court. The list of such claimants, it was again clarified, was prepared on the basis of the record of the Circle Office concerned, after a joint verification done in presence of the officials of the Railways, land revenue officials and the affected persons.

The letter referred to above further indicated that the Railways had been repeatedly insisting upon ownership documents from the claimants, despite the District Administration having clarified that the compensation amount for the user in respect of the government land also had to be deposited under the Court's order and, therefore, asking for ownership documents/patta from the land owners was absolutely unnecessary and was with the deliberate purpose and intent of avoiding payment of charges under the orders of the Court.

This Court is at a loss to understand as to what mileage was being derived by the Central Government Counsel from the afore-noted communication made by the District Administration to the Railway authorities ?

We therefore find that the judgment passed by the learned Single Judge was correct in all respects, especially when specific directions were issued that on deposit of the compensation amount by the Railways for the user of the lands in question, the Deputy Commissioner

shall assess the entitlement of the claimants, which entitlement would only come from their holding patta issued by the government.

Thus, there does not appear to us any ambiguity in the judgment impugned for it to be implemented in letter and spirit.

There has been a long delay in the implementation of the order of the learned Single Judge with, perhaps, no valid justification.

We, therefore, find no reason to interfere with the judgment impugned and, accordingly, we dismiss this appeal in limine.

The order dated 21.08.2024, passed by this Court staying the effect and operation of the judgment impugned, stands vacated.

JUDGE **CHIEF JUSTICE**

Comparing Assistant