GAHC020009212026 2026:GAU-NL:574

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

Case No. : WP(C)/208/2026

M/S MAYASHEEL VENTURES LIMITED AND ANR
HAVING ITS REGISTERED OFFICE AT IIIRD, B-2, FLAT NO. 8, IIND FLOOR, NEGRU NAGAR, GHAZIABAD, UTTAR PRADESH-201001.
REPRESENTED BY MR. HARI OM SHARMA, S/O MR. DESHODVAR, WORKING AS SITE ENGINEER WHO IS APPOINTED AND AUTHORIZED TO ACT AS THEIR COMMON AUTHORISED REPRESENTATIVE IN CONNECTION WITH THE AFORESAID PROJECT.

2: JSP PROJECTS PRIVATE LIMITED
HAVING ITS REGISTERED OFFICE AT E-27
GROUND FLOOR
GEETANJALI ENCLAVE
MALVIYA NAGAR
NEW DELHI-110017 AND CORPORATE OFFICE AT FLAT NO. 5
IIND FLOOR
III-B-2
NERHU NAGAR
GHAZIABAD
UTTAR PRADESH-201001.
REPRESENTED BY MR. HARI OM SHARMA
S/O MR. DESHODVAR
WORKING AS SITE ENGINEER WHO IS APPOINTED AND AUTHORIZED TO ACT AS THEIR COMMON AUTHORISED REPRESENTATIVE IN CONNECTION WITH THE AFORESAID PROJECT

VERSUS

STATE OF NAGALAND AND 4 ORS
THROUGH THE CHIEF SECRETARY, GOVT. OF NAGALAND, CIVIL SECRETARIAT, KOHIMA NAGALAND

2:THE DEPUTY COMMISSIONER
OFFICE OF THE DEPUTY COMMISSIONER
MELURI
NAGALAND

3:NHIDCL
THROUGH ITS MANAGING DIRECTOR
1ST AND 2ND FLOOR
TOWER A
WORLD TRADE CENTRE
NAUROJI NAGAR
NEW DELHI-110029

4:THE EXECUTIVE DIRECTOR (PROJECTS)
NHIDCL
REGIONAL OFFICE
KOHIMA
NHIDCL
PWD REST HOUSE
PWD COLONY
KOHIMA NAGALAND-797001

5:SHRI K. THUCHU
SON OF SHRI S.KHROCHU
R/O WAZIHO MAIN TOWN
MELURI
NAGALAND-79711

Advocate for the Petitioner : M SOLO, LUCY WEO

Advocate for the Respondent : GOVT ADV NL,

BEFORE
HON'BLE MRS. JUSTICE YARENJUNGLA LONGKUMER

JUDGMENT

Date : 29-10-2026

The instant application under Article 226 of the Constitution of India has been preferred by the petitioner/M/S Mayasheel Ventures Limited and JSP Projects Private Limited represented by their Site Engineer.

2. Heard the learned counsel for the petitioner Mr. Lakshay Saini assisted by learned counsels Mr.Hemant Kumar, Mr. Aanchal Bindal and Mr. M. Solo.

2. The petitioners herein is aggrieved by the speaking order No.DC/MLI/LR-17/2-LANE/C&G/AKH-AVA/2025/63 dated 11.09.2026 by which the petitioners have been directed to pay a sum of Rs.15,58,437/-(Rupees fifteen lakhs, fifty eight thousand four hundred and thirty seven) toward alleged damage to the residential building of the respondent No.5.

3. At the outset, the learned Government Advocate Mr. Thiba Phom has objected to the maintainability of the instant writ petition as the petitioners have not submitted any representation to the Deputy Commissioner, Meluri who has passed the speaking order dated 11.09.2026 and without approaching the said authority, the petitioners have come before this Court and therefore, the petition is pre-mature.

4. This Court has gone through the records and the Annexures enclosed in the writ petition and it is seen that the petitioner has submitted representation to the NHIDCL authorities. However, no representation has been submitted before the Deputy Commissioner, Meluri against the speaking order dated 11.09.2026. Accordingly, this writ petition is disposed of with a direction to the petitioner to approach the Deputy Commissioner, Meluri Nagaland with a representation against the said speaking order dated 11.09.2026 and to address all the grievances before the said authority.

5. It is also observed that if the petitioners are still aggrieved by any subsequent orders of the Deputy Commissioner, Meluri in this regard, they are at liberty to approach this Court.

JUDGE

Comparing Assistant