

GAHC010093032023



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

**Case No. : Cont.Cas(C)/330/2023**

MANUJ PAIT AND 63 ORS.  
S/O 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 SATISH PEGU  
S/O SUNILAL PEGU  
VILL- KEBARANGO  
PO- MECHAKI TONGANI  
PS SILAPATHAR  
DIST. DHEMAJI  
ASSAM

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

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

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

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

ASSAM

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

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

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

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

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

17: SRI PURAN REGON  
S/O KINGKAR REGON  
VILL- KEBARANG  
PO- MECHAKI TONGANI  
PS SILAPATHAR

DIST. DHEMAJI  
ASSAM

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

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

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

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

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

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

ASSAM

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

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

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

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

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

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

ASSAM

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

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

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

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

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

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

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

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

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

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

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

41: SRI MASHAL PEGU  
S/O NANDIRAM PEGU  
VILL- KEBARANGO  
PO- MECHAKI TONGANI  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM

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

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

44: SRI MANUJ REGON  
S/O DARIA REGON VILL- KEBARANGO  
P.O. MECHAKI TONGANI P.S. SILAPATHAR  
DIST. DHEMAJI  
ASSAM

45: SRI BHADRESHWAR DOLEY  
S/O LILAMBOR DOLEY VILL- KEBARANGO  
P.O. MECHAKI TONGANI P.S. SILAPATHAR  
DIST. DHEMAJI  
ASSAM

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

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

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

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



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

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

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

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

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

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

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

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

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

59: SRI SIBA DOLEY  
S/O UKIL DOLEY VILL- BHALUKAGURI

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

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

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

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

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

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

VERSUS

PANKAJ YADAV AND 6 ORS.  
THE DEPUTY CHIEF ENGINEER (CONSTRUCTION-4), BOGIBEEL PROJECT,  
N.F. RAILWAY, P.O.-DIBRUGARH

2:D.D. NAGPURE  
THE DEPUTY CHIEF ENGINEER (CONSTRUCTION-4)  
N.F. RAILWAY  
MALIGAON  
P.O.-GUWAHATI-781011

3:KINGKAR DAS  
THE EXECUTIVE ENGINEER  
CONSTRUCTION-4  
N.F. RAILWAY  
P.O.-PASHIGHAT

4:ANKUR BHARALI  
ACS

THE DEPUTY COMMISSIONER  
DHEMAJI DISTRICT  
P.O.-DHEMAJI-787057  
ASSAM

5:THE CIRCLE OFFICER  
SISSIRGORGGAON REVENUE CIRCLE  
P.O.-SISSIRBORGGAON  
DIST-DHEMAJI-787057  
ASSAM

6:THE STATE OF ASSAM  
REPRESENTED BY THE CHIEF SECRETARY TO THE GOVERNMENT OF  
ASSAM  
DISPUR  
P.O.-GUWAHATI-781006

7:THE UNION OF INDIA  
REPRESENTED BY THE GENERAL MANAGER  
N.F. RAILWAY  
MALIGAON  
P.O.-GUWAHATI-781011  
ASSA

**Advocate for the Petitioner : MR J C GAUR**

**Advocate for the Respondent : MR. A DAS (r-6)**

Linked Case : Review.Pet./12/2024

UNION OF INDIA AND ANR  
REPRESENTED BY ITS GENERAL MANAGER NF RAILWAY MALIGAON  
GUWAHATI ASSAM PIN 781011

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

MANUJ PAIT AND 151 Ors

SO JAPAN PAIT VILLAGE PIYANG CHAPORI PO KULAJAN PS SILAPATHAR  
DISTRICT 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 DILIP LETUN  
S/O BIRCHAN LETUN  
  
VILLAGE CHITALMARI  
PO KULAJAN  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM  
78:SRI MASHAL PEGU  
S/O NANDIRAM PEGU

VILL- KEBARANGO  
PO- MECHAKI TENGANI  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
79:SRI PADMA PEGU  
S/O NANDIRAM PEGU  
VILL- KEBARANGO  
PO- MECHAKI TENGANI  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
80:SRI KUMBESWAR PEGU  
S/O NANDIRAM PEGU  
VILL- KEBARANGO  
PO- MECHAKI TENGANI  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
81:SRI RAGHUNATH LETUM  
S/O BONGKUT LETUM  
VILL- CHITALMARI  
PO- KULAJAN  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
82:SRI DIBAKAR PAIT  
S/O GAMBHIR PAIT  
VILL CHITALMARI  
PO- KULAJAN  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
83:SRI ROBIN REGON  
S/O BARMA REGON  
VILL- KEBARANGO  
PO- MECHAKI TENGANI  
PS- SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
84:SRI MANUJ REGON  
S/O DARIA REGON VILL- KEBARANGO  
P.O. MECHAKI TONGANI P.S. SILAPATHAR  
DIST. DHEMAJI  
ASSAM  
85:SRI BHADESHWAR DOLEY  
S/O LILAMBOR DOLEY VILL- KEBARNGO  
P.O. MECHAKI TONGANI P.S. SILAPATHAR

DIST. DHEMAJI

ASSAM

86:SRI KAMAL PAIT

S/O LAMON PAIT VILL and P.O. KULAJAN

P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

87:SRI JUGEN DOLEY

S/O LT. MANGAL SINGH DOLEY VILL -NO. 3 PIANG CHAPORI

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

ASSAM

88:SRI MATA RAM MILI

S/O BADRARAM MILI VILL- AMGURI DAMBUK

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

ASSAM

89:SRI BIRADHAR PEGU

S/OLT. MANGAL SINGH PEGU VILL-NO.3

PIANG CHAPORI

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

ASSAM

90:SRI LUKESWAR MILI

S/O GAM MILI VILL- PIYANG CHAPORI P.O. KULAJAN P.S. SILAPATHAR

DIST. DHEMAJI

ASSAM

91:SRI NEHERU KULI

S/O KIMAT KULI VILL and P.O. KULAJAN

P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

92:SRI RAMESH KULI

S/O ALISON KULI VILL- KEBARANGO

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

ASSAM

93:SRI JAHALAL KUMBANG @ JABRALAL

S/O BALURAM KUMRBANG @ PARASHURAM VILL- AMGURI DAMBUK

P.O. NAMGHORIA P.S. SILAPATHAR

DIST. DHEMAJI

ASSAM

94:SRI JATIN REGAN

S/O MATUL REGON VILL and P.O. KULAJAN

P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

95:SRI BALIN LETUM

S/O BONGKUT LETUM VILL- CHITALMARI

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

ASSAM

96:SMTI. DURGA DOLEY

W/O MALBHOG DOLEY VILL and P.O. MECHAKI TONGANI P.S. SILAPATHAR

DIST. DHEMAJI

ASSAM



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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

112:SRI LAKHI PEGU  
S/O PADMEDHAR VILL- PIYANG CHAPORI  
P.O. KULAJAN P.S. SILAPATHAR DIST. DHEMAJI  
ASSAM

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

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

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

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

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

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

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

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

ASSAM

121:SRI BIMAL MILI

S/O NAL VILL- BHALUKAGURI

P.O.NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

122:SRI LAWMAR MILI @ LAUMAR MILI

S/O NAL VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

123:SRI MANI KANTA KUMBANG

S/O BHABARAM @ UBARAM KUMBANG VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

124:SRI BHUGESWAR KUTUM

S/O MONGLSING @ MANGAL SINGH VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

125:SRI SIBA DOLEY

S/O UKIL DOLEY VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

126:SRI TAMBOR BORI

S/O UKURAM VILL- GHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

127:SRI GOBIN BORI

S/O CHANDRA VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

128:SRI MANJIT KUMBANG

S/O UPEN VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

129:SRI JIBARAM KUMBANG

S/O RADHESWAR KUMBANG VILL- BHALUKAGURI

P.O. NAMGHARIA P.S. SILAPATHAR DIST. DHEMAJI

ASSAM

130:SRI JAGAT DOLEY

S/O UMESHWARY @ SUMESWAR DOLEY VILL- KULAJAN PATHAR

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

ASSAM

131:SRI DEBA DOLEY

S/O BOTUL VILL-KULAJAN PATHAR

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

ASSAM

132:SRI TAMA PEGU

S/O TECHEN @ TASAN PEGU VILL- KULAJAN PATHAR

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

133:SMTI.MENTAN BEGUM

W/O BALU VILL- KULAJAN PATHAR

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

134:SRI NAMAI REGON

S/O MEMBER VILL- KULAJAN PATHAR

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

135:SRI AJA REGON

S/O UMESH REGON VILL- KULAJAN PATHAR P.O. KULAJAN P.S.  
SILAPATHAR DIST. DHEMAJI

ASSAM

136:SRI NIMAL REGON @ NIRMAL

S/O DARBALSING @ DABALASING VILL- KULAJAN PATHAR

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

137:SRI RATAN PEGU

S/O LALEN PEGU VILL- KEBARANGA

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

138:SRI MALU DOLEY @ MAL CHANDRA DOLEY

S/O KULADHA @ KULA DOLEY VILL- KEBARANGA

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

139:SRI PUNARAM DOLEY

S/O TANKESWAR DOLEY VILL- KEBARANGA

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

140:SRI TIKHESWAR PEGU @ TIRTHESWAR

S/O LAKHIRMA VILL- KEBARANGA

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

141:SRI LILADHAR PEGU

S/O LAKHIRAM

VILLAGE KEBARANGA

PO MECHAKI TONGANI

PS SILAPATHAR

DIST DHEMAJI

ASSAM

142:SRI GALONG PEGU

S/O KARJUN BARUA PEGU

VILLAGE KEBARANGA

PO MECHAKI TONGANI

PS SILAPATHAR

DIST DHEMAJI

ASSAM

143:SRI PHANI DOLEY  
S/O MOLIM DOLEY  
VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

144:SRI BHADESWAR DOLEY  
S/O LILAMBAR @ LAMBAR DOLEY  
VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

145:SRI GUBARDHAN @ GUBARACHAN DOLEY  
S/O LATURA @ LATUBA DOLEY

VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

146:SRI AKANTA KADONG @ AKANTA KARDONG  
S/O DONGKA

VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

147:SRI PRIYANATH KADONG @ PRIYANATH KARDONG  
S/O DONGKA

VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

148:SRI KIRAN DOLEY  
S/O SHASHI DOLEY  
VILLAGE KEBARANGA  
PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM

149:LILA KUMBANG  
S/O KACHIRAM  
VILLAGE BHALUKAGURI

PO NAMGHORIA  
PS SILAPATHAR  
DIST DHEMAJI ASSAM  
150:BHUDHESWAR DOLEY @ BADESHWAR DOLEY  
S/O LILAMBAR  
VILLAGE PIYANG  
PO KULAJAN  
PS SILAPATHAR  
DIST DHEMAJI ASSAM  
151:SHRI UTTAM DOLEY  
S/O CHITRABANU DOLEY  
VILLAGE AND PO MECHAKI TONGANI  
PS SILAPATHAR  
DIST DHEMAJI  
ASSAM  
152:THE DEPUTY COMMISSIONER

DHEMAJI  
ASSAM  
153:THE CIRCLE OFFICER

SISSIBORGAON REVENUE CIRCLE  
SISSIBORGAON DHEMAJI. ASSAM

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Advocate for : MR H GUPTA  
Advocate for : appearing for MANUJ PAIT AND 151 Ors

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

**ORDER**

**02.04.2024**

Heard Mr. H. Gupta, learned counsel for the review petitioners as well as Mr. JC Gaur, learned counsel for the respondent nos.1 to 151 and Ms. M. Barman, learned counsel for the respondent nos.152 and 153.

2. The review petitioners are the Union of India and the Deputy Chief Engineer (Construction), Bogibeel Project, NF Railway.

3. This review petition is directed against the order dated 09.09.2022 passed by this Court in WP(C) 6884/2017.

4. At the outset the learned CGC has submitted that the petitioners had initially filed an intra court appeal against the impugned order under review which was registered and numbered as WA 417/2023. However, with liberty to file this review, the writ appeal was withdrawn vide order dated 12.01.2024 and accordingly, this present review was filed.

5. Amongst others, the review is presented on the ground that the consent given by Mr. Kingkar Das, Executive Engineer (Construction), Pasighat, NF Railway, which is quoted in the impugned order dated 09.09.2022. However, the said consent was contrary to the stand taken by the petitioners in para-10 of the affidavit-in-opposition filed in WP(C) 6884/2017 as it was the pleaded case of the petitioners in their affidavit-in-opposition that the land was taken on temporary lease for the purpose of service road from Kulajan to Karenghat and that the compensation for temporary lease of the govt. land cannot be given to the individual occupant or the encroacher of the land.

6. It is submitted by the learned counsel for the Review petitioners that the land for which the private respondents are claiming compensation relates to govt. land measuring 219B-4K-16L where the private respondent nos.1 to 151 were occupying. In view of the statement made in para-8 of the writ petition, on a query made by the Court, the learned CGC had submitted that in so far as 53 nos. of affected land owners were concerned, there was a private agreement with them for paying compensation. Therefore, it appears that in respect of the land of 219B-4K-16L, apart from the Govt. of Assam, interest of 151 private respondents are also involved.

7. The learned CGC further submits that as the concerned land is the Govt. land, no land acquisition proceedings under the erstwhile Land Acquisition Act, 1894 or any acquisition and requisition proceedings under the Assam Land (Requisition and Acquisition) Act, 1964 was initiated.

8. By referring to the provision of the Supreme Court of India in the case of *Assam Industrial Development Corporation Ltd. v Gillapukri Tea Company Ltd. and others (2021) 3 SCC 388*, it is submitted that it is a well settled legal proposition that if a land which stands already vested in the Govt., there could be no acquisition of such land. Hence, it is submitted that without any acquisition or requisition proceedings, the review petitioners cannot deposit compensation in the name of the private respondent nos.1 to 151.

9. In para-10 of the affidavit-in-opposition filed by the Deputy Commissioner, Dhemaji in WP(C) 6884/2017, it has been stated that the Railway Department was requested for taking the Govt. land on lease vide office letter no.DLA.41/2014/172 dated 26.02.2016 from the Govt. as it is a Govt. land and subsequently, the Govt. will decide whether to pay the lease amount to the encroachers or not.

10. The learned CGC, upon instructions, submits that if payment is required by the Govt. for lease of the govt. land, the Railway would be making disbursement to the Govt. through the District Commissioner, Dhemaji but in no event the Railways are empowered to pay the lease amount to the encroachers of the Govt. land.

11. In this regard it is further submitted that the Deputy Commissioner, Dhemaji has also admitted in para-13 of the said affidavit-in-opposition that as



per the documents submitted by the Circle Officer, Sissiborgaon Revenue Circle, it is revealed that all the names of encroachers are recorded in the chitha copies.

12. Accordingly, it is submitted that contrary to the law relating to land acquisition or requisition, the Railway authorities are unable to concede for payment of land acquisition compensation to the encroachers and therefore, the consent given by the said officer was not a valid concession which calls for the review of the said order dated 09.09.2022.

13. Per contra, the learned counsel for the private respondent nos.1 to 151 has made his submission in support of the impugned order and it is submitted that in view of the specific statement made by the officer in the Railways, such statements partakes the character of an admission and therefore, the Railway authorities are bound to comply with the order impugned in this review petition. It is also submitted that the Railway authorities have entered into an agreement with 53 other affected land owners and as the private respondent nos.1 to 151 are similarly situated persons, land acquisition cannot be denied.

14. However, on a specific query of the Court as to whether the respondent nos.1 to 151 will have any objection if the money is not paid to them but rather be deposited before the District Commissioner, Dhemaji, the learned counsel for the private respondents submits that he may agree to the same, however, the money earmarked for the 151 private respondents should be released to them by the Govt. and/ or the District Commissioner, Dhemaji.

15. It is required to be examined as to whether the issue raised by the petitioners calls for exercise of jurisdiction of the Court to review the order

dated 09.09.2022 passed in WP(C) 6884/2017.

16. In this regard, to demonstrate that the power of review being available to the Court if incorrect undertaking is given by the Executive Engineer (Construction), Pasighat, NF Railway, the learned CGC has placed reliance on the case of *Board of Control for Cricket, India and another v Netaji Cricket Club and others (2005) 4 SCC 741 (para-88 to 90)*. The said paragraphs are quoted below:

*“88. We are, furthermore, of the opinion that the jurisdiction of the High Court in entertaining a review application cannot be said to be ex facie bad in law. Section 114 of the Code empowers a court to review its order if the conditions precedent laid down therein are satisfied. The substantive provision of law does not prescribe any limitation on the power of the court except those which are expressly provided in Section 114 of the Code in terms whereof it is empowered to make such order as it thinks fit.*

*89. Order 47 Rule 1 of the Code provides for filing an application for review. Such an application for review would be maintainable not only upon discovery of a new and important piece of evidence or when there exists an apparent error on the face of the record but also if the same is necessary on account of some error or for any other sufficient reason.*

*90. Thus, a mistake on the part of the court which would include a mistake in the nature of the undertaking may also call for a review of the order. An application for review would also be maintainable if there exists sufficient reason therefore. What would constitute sufficient reason would depend on the facts and circumstances of the case. The words "sufficient reason" in Order 47 Rule 1 of the Code are wide enough to include a misconception of fact or law by a court or even an advocate. An application for review may be necessitated by way of invoking the doctrine "actus curiae neminem gravabit."*

17. We take notice of the order dated 05.09.2022 passed in WP(C) 6884/2017. In the said order, the Court had recorded that the annual patta land of the petitioners were taken over by the Railway authorities for construction of service road leading to Bogibeel bridge and also recorded the stand of the

Railways that the land is a Govt. land for which they are refusing to pay any compensation to the petitioners therein. Accordingly, this Court took note of the provisions of Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and held it to be beneficial for land owners and therefore, this Court had required the Railways to substantiate from the law of acquisition as to under which provision of law such stands are acceptable. Accordingly, the matter was fixed on 07.09.2022 and on 07.09.2022 the matter was adjourned to 08.09.2022. On 08.09.2022, the Executive Engineer (Construction) of NF Railway was personally present and he was directed to furnish the information to the Court on 09.09.2022.

18. Accordingly, on 09.09.2022, the Executive Engineer (Construction), Pasighat, NF Railway not only produced the records but on verification of the records has made statement before the Court. Therefore, the Court is of the considered opinion that once the Railways were directed to apprise the Court of the factual aspects relating to law under which they had taken a stand and the Railway authorities having sent their Executive Engineer (Construction) to address the Court, the said employee/ officer of the Railways stand in the footing of the representative of the NF Railway and the Railways are bound by his statement being the representative of the NF Railways.

19. Having taken such view, the Court is of the considered opinion that there was no mistake on part of the Court in passing of the order dated 09.09.2022 in WP(C) 6884/2017. Therefore, if the review petitioners feel that they are aggrieved because of the stand taken by the Executive Engineer (Construction) was erroneous, then the order dated 09.09.2022 can only be assailed in intra Court appeal because the condition precedent for invoking the

power of review, there must be an error in the face of record which is found to be absent herein.

20. Having said so, we also take note of the submissions made by the learned CGC, stating that they may be granted liberty to make deposit compensation to the District Commissioner, Dhemaji and the response by the learned counsel for the review petitioners to the effect that he would concede to such prayer subject to the District Commissioner, Dhemaji for releasing the share of compensation to the private respondent nos.1 to 151.

21. In view of the said stand taken, and having regard to the finding recorded hereinbefore, the Court is of the considered opinion that a leave could be granted to the parties to address this Court on the said aspect in the connected contempt petition.

22. Accordingly, as the Court does not find it to be a fit case for exercising power of review, this review petition stands closed.

**JUDGE**

**Comparing Assistant**