

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA, MANIPUR, TRIPURA
MIZORAM AND ARUNACHAL PRADESH)
ITANAGAR PERMANENT BENCH
NAHARLAGUN

Appeal from
Writ Petition (Civil)

W.P. No. 15... (AP) 2011

Smti^o Taso Xami^o
-Versus-

Appellant
Petitioner

The State of AP & Cons.

Respondent
Opposite Party

Counsel for the Appellant
Petitioner

R. Saikia
T. Zirdo

Counsel for the Respondent
Opposite Party

GIA (AP)

Noting by Officer or Advocate	Serial No.	Date	Office,note,reports,orders or Proceeding with signature
(1)	(2)	(3)	(4)

IN THE MATTER OF:

Smti Taso Yami, D/o Shri Tasso Talley,
resident of Hari village, P.o & P.s Ziro,
Lower Subansiri District, Arunachal
Pradesh.

.....Petitioner.

-Vrs-

1. The State of Arunachal Pradesh,
represented by the Secretary Land
Management and Record, Government
of Arunachal Pradesh, Itanagar.
2. The Director, Land management and
Record, Government of Arunachal
Pradesh, Itanagar.
3. The Deputy Commissioner, Lower
Subansiri District, Ziro Arunachal
Pradesh.

.....Respondents

Filing by Officer or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
1	2	3	<p style="text-align: center;">WP(C) 15 (AP) 2011</p> <p style="text-align: center;"><u>BEFORE</u> THE HON'BLE MR. JUSTICE P.K.MUSAHARY</p> <p><i>[12th January, 2011]</i></p> <p>Heard Mr. R. Saikia, learned counsel for the petitioner and Mr. R. H. Nabam, learned Senior Govt. Advocate appearing for the respondent Nos. 1 & 3. Heard also Mr. K. Jini, learned Standing Counsel for Respondent No.2, Director of Land Management, Govt. of Arunachal Pradesh, Itanagar.</p> <p>The petitioner claims that she was allotted a plot of land measuring 300 Sq. Mtrs. At Hapoli and she was issued Govt. Land Allotment Pass Book in the year 2006. Since then, she has been occupying the said plot of land by paying regular land revenue as fixed by the Government but suddenly, the aforesaid land allotment was cancelled vide order under Memo No. LR-39/91/1065 dated 28th August, 2007 issued by the Director of Land Management, Govt. of Arunachal Pradesh, Itanagar (Respondent No.2) on the ground that the land, in question, under the occupation of the petitioner is overlapping allotment within the area allotted to 9-Assam Rifles. The aforesaid cancellation order was issued without giving any notice or providing any chance of hearing to the petitioner. However, it is submitted by Mr. Saikia, learned counsel that the petitioner would be satisfied if the Government allots an alternative plot of land at Hapoli, Ziro.</p> <p>In reply to a query made by this Court, it is submitted by Mr. Saikia, learned counsel that the petitioner has not so far made any application/representation before the concerned authorities for allotment of alternative plot of land.</p>

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Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
	2	3	4

Considering the aforesaid facts and circumstances of the case, I close this writ petition with a direction to the petitioner to file an application/representation before the Respondent No.2, namely, the Director of Land Management, Govt. of Arunachal Pradesh, Itanagar, who on receipt of such application/representation shall process for allotment of alternative plot of land in favour of the petitioner as per existing norms and usual procedure taking into consideration that the petitioner is not claiming the land earlier allotted to her.

With the above observations and directions, this writ petition stands disposed of.


JUDGE

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