

GAHC030004292025



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

Case No. : PIL/2/2025

Mizoram Truck Drivers Association (MTDA) through Mr. Lalhmudika Tochwawng
General Secretary (MTDA) S/o Hmangaiha Tochwawng R/o House No. L K/B-17 (a)
Durtlang Leitan, Aizawl, Mizoram

VERSUS

State of Mizoram through the Chief Secretary, Govt. of Mizoram and 11 Ors.
Mizoram Secretariat, New Capital Complex (MINECO), Khatla, Aizawl, Mizoram
2:The Secretary to the Govt. of Mizoram

Food and Civil Supplies Department
New Capital Complex (MINECO)
Khatla
Aizawl
Mizoram

3:Public Works Department (PWD) through the Secretary to the Govt. of Mizoram

Mizoram Secretariat Building
New Capital Complex (MINECO)
Khatla
Aizawl
Mizoram

4:Office of the Engineer-in-Chief

Public Works Department (PWD)
Govt. of Mizoram
Tuikhuahtlang
Aizawl
Mizoram

5:Chief Engineer (Highways)
Mizoram Public Works Department (PWD)
Govt. of Mizoram

Aizawl
Mizoram

6:Union of Inida R/b the Secretary Ministry of Roads Transport and Highways
(MoRTH)
Govt. of Inida
Transport Bhawan
1
Parliament Street
New Delhi

7:National Highways and Infrastructure Development Corporation Ltd. (NHIDCL)
through Managing Director having its Corporate Office at 3rd Floor
PTI Building
4-Parliament Street
New Delhi

8:The Executive Director
NHIDCL having its regional Office at 3rd Floor
T-86
Tuikhuahtlang
Aizawl
Mizoram

9:The General Manager (LA and Admin) NHIDCL
having its regional Office at 3rd Floor
T-86
Tuikhuahtlang
Aizawl
Mizoram

10:The Executive Engineer (P) NHIDCL
having its regional Office at 3rd Floor
T-86
Tuikhuahtlang
Aizawl
Mizoram

11:The Additional Deputy Commissioner/Competent Authority for Land Acquisition
(CALA)
Kolasib District
Project Veng
Kolasib
Mizoram

12:M/S J Infratech Limited
R/o J-House
B-103

South City-1
Near Signature Tower
Sector-30
Gurugram-112001
Haryana

Advocate for the Petitioner : Mrs. Emily L. Chhangte

Advocate for the Respondent : Addl. AG/GA, Mizoram for R1-5

B E F O R E
HON'BLE MRS. JUSTICE MARLI VANKUNG
HON'BLE MR. JUSTICE MRIDUL KUMAR KALITA
ORDER

04.02.2026

(Marli Vankung, J)

Heard Mrs. Emily L. Chhangte, learned counsel for the petitioner. Also heard Mr. Anil Kumar, learned counsel for respondent No. 12, Mr. Samuel Vanlalhriata Chhangte, learned Standing Counsel for NHIDCL/respondent Nos. 7 to 10, Mrs. Vanneihsiami, learned Govt. Advocate for respondent Nos. 1 to 5, and Ms. Zairemsangpuii, learned CGC for respondent No. 6.

2. It is seen that the NHIDCL/respondent Nos. 7 to 10 and respondent No. 12 have file their affidavits in response to this Court's Order dated 19.01.2026 and 22.01.2026. We have perused the affidavits filed by the respondents.

3. Mr. Anil Kumar, learned counsel for respondent No. 12 submits that at para 18 of the affidavit, they have highlighted the work force wherein, approximately 87 Nos. & 96 Nos. of personnel, including engineers, supervisors, skilled

operators and workmen, are deployed across Project-1 & Project-2 respectively. In addition there to, key construction machinery including, inter alia, excavators (05 Nos.), back-hoe-loaders (05 Nos.), tippers/dumpers (13 Nos.), rollers/compactors (07 Nos.), water tankers (04 Nos.), and allied equipment are presently operational at the site. He also submitted that as on 15.01.2026, the progress of work in Project-1 & Project-2 is explained in detail in Annexure 8 of the affidavit. The learned counsel has also explained that the works could not progress as expected, due to the fact they had to first take steps for restoration work in all the critical locations, since the road condition was highly deteriorated when the works were taken over and after the restoration of all critical locations, the emergency works were concluded only on 15.10.2025, and thereafter, the servicing works could start only from 15.10.2025, which is also highlighted in the affidavit filed by the NHIDCL.

4. Mr. Samuel Vanlalhriata Chhangte, learned counsel for the NHIDCL/respondent Nos. 7 to 10 submits that the NHIDCL along with the contractors had a meeting on 22.01.2026 wherein, as per the minutes of the meeting, it was decided that regarding the stretches between Km 70 - Km 95 (Bilkhawthlir to Kolasib), Km 118 to Km 133 (Kawnpui to Khamrang), Km 147.8 to Km 159 (Buichali to Sairang) the respondent No. 12 was instructed to induct the balance manpower and machineries within 5 days under intimation to the

authorities engineer and the PMU–Kolasib. The learned Standing Counsel also submitted that the contractors were also directed to put in day & night effort with adequate mobilization of plants, equipment and man power to ensure completion of maintenance works within the committed timeline i.e., by the end of April 2026.

5. Mr. Anil Kumar, learned counsel for respondent No. 12 in response submits that they have increased the man power after the meeting which was held on 22.01.2026 and that the works have also progress substantially after the said meeting. He also submitted that the NHIDCL are also required to clear the pending bills.

6. After considering the submissions made by the learned counsels, we find it appropriate that the respondent No. 12 should put their full effort and increase their man power and other equipments, so that the works within the said stretch of road between Km 72 to Km 95 (Bilkhawthlir to Kolasib), Km 118 to Km 133 (Kawnpui to Khamrang), Km 147.8 to Km 159 (Buichali to Sairang) should be definitely completed before the end of April 2026. It is observed that once the monsoon sets in the month of June, it would not be possible for the works to be carried out in full swing and if left unfinished, works that was done before the completion, could also be adversely affected leaving the roads un-

motorable by the end of monsoon season.

7. We find it appropriate to list the matter again after 3(three) weeks wherein, the learned counsel for respondent No. 12 will file an additional affidavit showing the progress of the work and also reflect the increased number of man power deployed in pursuance of the minutes of the meeting held on 22.01.2026. We expect considerable progress in the works by the next court date, considering the fact that the works have to be completed by the end of April 2026, before the monsoon sets in.

8. Mrs. Emily L. Chhangte, learned counsel for the petitioner also submits that she may also be allowed to file an affidavit, after the petitioner have a spot verification of the works done within the said stretch of road between Km 72 to Km 95 (Bilkhawthlir to Kolasib), Km 118 to Km 133 (Kawnpui to Khamrang), Km 147.8 to Km 159 (Buichali to Sairang).

9. Accordingly, matter be listed again **after 3(three) weeks**, on **11.03.2026**.

JUDGE

JUDGE

Comparing Assistant