

IN THE COURT OF ADDITIONAL DISTRICT JUDGE  
AIZAWL JUDICIAL DISTRICT, AIZAWL, MIZORAM.

Present : Shri Vanlalenmawia, MJS  
Additional District Judge,  
Aizawl Judicial District, Aizawl.

C.M.A. No. 90 of 2016  
arising out of L.A. Case No. 4 of 2013 (Disposed)

1. Shri Ramzauva  
S/o Mohana (L),  
R/o Vengthar, Hortoki, Kolasib District, Mizoram.
2. Shri Aspro Rajtali  
S/o Muithaila,  
R/o Vengthar, Hortoki, Kolasib District, Mizoram
3. Shri John Lalthlamuana  
S/o Thangchuaailova (L),  
R/o Venglai, Hortoki, Kolasib District, Mizoram
4. Smt. M.Zohmingthangi  
D/o A.Chhuanvawra ,  
R/o Vengthar, Hortoki, Kolasib District, Mizoram.
5. Smt. Lalrinchhane  
D/o K.V.L.Siamkima (L)  
R/o Hortoki, Kolasib, Kolasib District, Mizoram.
6. Shri Lalrinawma  
S/o Thanthianga,  
R/o Vengthar, Hortoki, Kolasib District, Mizoram.
7. Shri Lalrinawma  
S/o Neihkunga,  
R/o Venglai, Hortoki, Kolasib District, Mizoram .
8. Smt. R. Lalthanpari  
D/o Pahlira,  
R/o Venglai, Hortoki, Kolasib District, Mizoram.
9. Shri Lalbeiseia Rajtali  
S/o Thansiamia,  
R/o Venglai, Hortoki, Kolasib District, Mizoram.
10. Shri Lalrinawma  
S/o Thanthianga,

R/o Kanan Veng, Aizawl.

11. Lalchhantluangi  
D/o Nuntluanga  
R/o Bawngkawn, Aizawl
12. A. Chhuanvawra  
S/o P. Zatawnphunga  
R/o Chaltlang, Aizawl
13. Rinthanga  
S/o Pasena  
R/o Tumpui, Kolasib
14. Lalmalsawma  
S/o Rammawia  
R/o Ramhlun South, Aizawl
15. Lalengzama  
S/o Lalrammawia  
R/o Ramhlun South, Aizawl
16. Lalthakima  
S/o S.T. Sanga  
R/o New Diakkawn, Kolasib
17. Dilcham  
S/o S.T. Sanga  
R/o Venglai, Hortoki
18. Lalrohlua  
S/o V.L. Hruaia  
R/o Vengchhak, Hortoki
19. Vanlalruati  
D/o Rokhuma  
R/o Vengthar, Hortoki
20. F. Laldinpuii  
D/o Vanlalchhuanga  
R/o Diakkawn, Kolasib
21. Lalmalsawma  
S/o Lallunghnema

R/o Project Veng, Kolasib

22. Lalrinawma  
S/o Thanthianga  
R/o Dinthar Veng, Aizawl
23. Biaktluanga  
S/o Lallianbuta  
R/o Vengchhak, Hortoki .....Petitioners

-versus-

1. The Secretary to the Govt. of Mizoram,  
Revenue Department, Aizawl
2. Northern Front Railway  
Represented by Dy. Chief Engineer  
CON/III/SCL, Silchar
3. The District Collector,  
Kolasib District, Mizoram .....Opposite Parties

#### APPEARANCE

For the Applicants	:	Shri Zochhuana, Advocate. Shri Lalbiakkima, Advocate
For the Opposite Parties No. 1 & 3	:	Smt. Rose Mary, Standing Counsel.
For the Opposite Party No. 2	:	None Appears.
Hearing	:	22.3.2016
Order delivered on	:	22.3.2016

#### **ORDER (ORAL)**

1. The application has been filed u/s 151 of CPC read with Section 53 of the Land Acquisition Act, 1894 for directing the District Collector to release solatium and interest to the petitioners.

2. By the Order dated 26.2.2016 passed in W.P. (C) No. 18 of 2016, the petitioners were allowed to approach the appropriate forum under the Land

Acquisition Act, 1894 as amended for their redress with regard to non receipt of interest and solatium under Sections 23 (1A) and 23 (2) of the Land Acquisition Act, 1894. It is also shown in the Order that in the event of such approach, the authority concerned shall consider the case of the petitioners in accordance with law.

3. It is shown in the acknowledgment at Annexure-II of the present application that the Northeast Frontier Railway already deposited interest and solatium in favour of the petitioners. It is also shown in the letter vide Memo No. F.15012/11/2013-DC(K)/129 dated 10.12.2015 issued by the Sub Deputy Commissioner, Kolasib at Annexure-IV of the application that the solatium and interest was considered.

4. I heard the learned Counsel Shri Zochhuana assisted by Shri Lalbiakkima, learned Counsel for the petitioners. As there is no objection from the Id. Standing Counsel appearing for the OP No. 1 & 3, the petition is allowed.

5. Hence, the District Collector, Kolasib is directed to release the solatium and interest of the petitioners within a period of two weeks from today.

6. The application is disposed off.

Sd/- VANALENMAWIA  
Addl. District Judge,  
Aizawl Judicial District,  
Aizawl.

**Memo No. \_\_\_\_/ADJ(A)-2/2016 : Dated Aizawl, the 22<sup>nd</sup> March, 2016**

**Copy to: -**

1. Petitioners through Counsel Shri Zochhuana, Advocate.
2. The Secretary to the Govt. of Mizoram, Revenue Department, Aizawl through Smt. Rose Mary, Standing Counsel.
3. Northern Front Railway represented by Dy. Chief Engineer CON/III/SCL, Silchar through Shri Ali Hussain, Advocate.
4. The District Collector, Kolasib District, Mizoram through Smt. Rose Mary, Standing Counsel.
5. The District Judge, Aizawl Judicial District, Aizawl.
6. Registration Section.
7. Guard File.
8. Case Record.
9. Calendar Judgment.

**P E S H K A R**