

IN THE GAUHATI HIGH COURT  
(THE HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA, MANIPUR,  
TRIPURA, MIZORAM AND ARUNACHAL PRADESH)

SHILLONG BENCH

Writ Appeal No. (SH)16/2011

Shri Allan W.Kharkongor,  
r/o Riatsamthiah, Block-1, Shillong,  
East Khasi Hills District, Meghalaya.

.. Appellant.

**-Vs-**

1. The State of Meghalaya represented by  
The Chief Secretary, to the Govt. of Meghalaya,  
Shillong.
2. The Principal Secretary Revenue Department,  
Meghalaya, Shillong.
3. The Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Dept.  
Meghalaya, Shillong.
4. The Under Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Dept.  
Meghalaya, Shillong
5. The Deputy Commissioner (Revenue),  
East Khasi Hills District, Shillong, Meghalaya.
6. The Addl. Deputy Commissioner (Revenue),  
East Khasi Hills District, Shillong, Meghalaya.
7. Shri Rishan Rapsang,  
the Managing Director, Ferndale Rapsang (P) Ltd.,  
Ferndale Compound, East Khasi Hills District, Shillong.
8. Shri Narayan Agarwal,  
c/o Shri Rishan Rapsang,  
the Managing Director, Ferndale Rapsang (P) Ltd.,  
Ferndale Compound, East Khasi Hills District, Shillong

... Respondents



BEFORE

**THE HON'BLE MR JUSTICE N.KOTISWAR SINGH**  
**THE HON'BLE MR JUSTICE S.R.SEN**

For the appellant	:	Mr. B.Bhattacharjee, Advocate
For the Respondents	:	Mr. K.S.Kynjing, A.G. Mr.N.D.Chullai, Sr.GA. Mr.VGK Kynta, Advocate Mr.R.Kar, Advocate
Date of Hearing	:	06.7.2012
Date of Judgment & Order	:	20.12.2012

**JUDGMENT AND ORDER (CAV)**

**N.Kotiswar Singh, J**

The present appeal has been preferred against the judgment and order dated 23.3.2011 passed in W.P(C) No.99(SH) of 2010 by which the learned Single Judge had dismissed the writ petition filed by the petitioner for setting aside the permission dated 9.12.2009 granted in

