

GAHC010005402022



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

Case No. : WP(C)/505/2022

LAKHI KANTA ROY
S/O. MARTYRS RUDRA MOHAN ROY, PERMANENT RESIDENT OF VILL.
KASHIPARA, P.O. BHOTGAON, P.S. KOKRAJHAR, DIST. KOKRAJHAR,
ASSAM PRESENTLY STATE GOVT. OF SERVANT RENDERING SERVICES AS
GRADE-IV PEON SINCE 01.08.1987 IN THE OFFICE OF THE ASSTT.
EXECUTIVE ENGINEER (PHE), BILASIPARA SUB DIVISION, P.S.
BILASIPARA, P.O. HAKAMA, DIST. DHUBRI, ASSAM UNDER THE
APPOINTING AUTHORITY OF THE EXECUTIVE ENGINEER (PHE), DHUBRI
DIVISION, DHUBRI, P.S. DHUBRI, P.O. DHUBRI, ASSAM PRIOR TO THE
CREATION OF THE BOBOLAND AUTONOMOUS COUNCIL UNDER THE
AUTHORITY OF THE EXECUTIVE ENGINEER (PHE), KOKRAJHAR
DIVISION, ASSAM, P.O. AND P.S. KOKRAJHAR, DIST. KOKRAJHAR, ASSAM.

VERSUS

THE STATE OF ASSAM AND 24 ORS
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM, ASSAM
SECRETARIAT, DISPUR, GUWAHATI-781006, P.O. ASSAM SACHIVALAYA,
P.S. DISPUR, DIST. KAMRUP (M), ASSAM.

2:THE COMMISSONER AND SECY.
TO THE GOVT. OF ASSAM
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006
P.O. ASSAM SACHIVALAYA
P.S. DISPUR
DIST. KAMRUP (M)
ASSAM.

3:THE CHIEF ENGINEER

PUBLIC HEALTH ENGINEERING
ASSAM
HENGRABARI
GUWAHATI-781036
DIST. KAMRUP (M)
ASSAM.

4:THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
DHUBRI
P.O. AND P.S. DHUBRI
DIST. DHUBRI
ASSAM.

5:THE SUPERINTENDING ENGINEER (PHE)
NALBARI CIRCLE
P.O. AND P.S. NALBARI
DIST. NALBARI
ASSAM CUM THE THEN THE CHAIRMAN
DEPARTMENTAL SELECTION COMMITTEE
NALBARI CIRCLE
ASSAM.

6:THE DEPUTY SECRETARY (PHE)
BODOLAND AUTONOMOUS COUNCIL
KOKRAJHAR
P.O. KOKRAJHAR
P.S. KOKRAJHAR
ASSAM.

7:THE ASSTT. EXECUTIVE ENGINEER (PHE)
BILASIPARA SUB DIVISION
BILASIPARA
P.O. HAKAMA
P.S. BILASIPARA
DIST. DHUBRI
ASSAM.

8:MONTAZ ALI SARKAR

KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

9:LAKHESWAR DEKA
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

10:NAYAN ADHIKARI
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

11:NASIR UDDIN AHMED
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

12:BHUMIDHAR DEV SARMA
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

13:SURANJAN SARKAR
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA

DIST. DHUBRI
ASSAM.

14:ASHIS DEB
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

15:IVA RANI ROY
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

16:FARHADUL ALI
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

17:HAFIZUR RAHMAN
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

18:RATNESWAR DEB NATH
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION

BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

19:MADAN MOHAN ROY

KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

20:SURAT JAMAN SARKAR

KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

21:SARDAR ALI SK.

KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

22:CHITA RANJAN ROY

KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

23:BHABEN ROY

KHALASI

PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

24:BACHHU SARKAR
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM.

25:TAPAN KR. DAS
KHALASI
PRESENTLY PROMOTED TO THE POST OF SECTIONAL ASSTT.
OFFICE OF THE EXECUTIVE ENGINEER (PHE)
DHUBRI DIVISION
BILASIPARA
P.O. BILASIPARA
DIST. DHUBRI
ASSAM

Advocate for the Petitioner : MR. CHARAN DEKA, MR. L DEKA

Advocate for the Respondent : GA, ASSAM, SC, P H E DEPTT.,SC, IRRIGATION

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 19.12.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

A perusal of the recent office note dated 19.12.2025 reveals that notice was issued to the respondent Nos. 8 to 25 by way of registered post with A/D mode on 08.06.2022.

Now, in respect of the aforementioned notice issued to the respondents, this Lawazima Court has observed as follows:–

*Respondent No. 14:– In this regard, it appears that the A/D card of respondent No. 14 has been received and same has been annexed with the case record at **Flag-'AD' in the part-II file**. The A/D card has been carefully perused and upon such perusal, it has been observed that the A/D card bears the full signature of the respondent No. 14. As such, it may be said that **service in respect of the respondent No. 14 has been completed.***

*Respondent Nos. 8, 9, 10, 13, 15, 16, 17, 18, 20, 22, 23 & 24:– In respect of the said respondents, it appears that the respective notices have been received un-served with the similar postal remark, which is as follows:– **"No such person at the address, RTS"**.*

In view of the above, **the petitioner is hereby directed to obtain necessary instructions regarding proper and complete address of respondent Nos. 8, 9, 10, 13, 15, 16, 17, 18, 20, 22, 23 & 24, within 7(seven) days from the date of this order.**

Respondent Nos. 11, 12, 19, 21 & 25:– In respect of the said notice, it appears that neither the A/D cards nor any un-served notices have been received by the Registry till date.

Additionally, it appears that the postal track consignment reports regarding the aforesaid notice are also not available at the Indian Post Website.

In view of the above, **the petitioner is hereby directed to take fresh steps for**

service of notice upon the respondent Nos. 11, 12, 19, 21 & 25 by way of speed post mode, in terms of the Notification No. 85 dated 15th October, 2025 (at Flag-'N'). The said steps shall be taken within 7 (seven) days from the date of the said order.

Let the matter be listed again before the Lawazima Court in the last week of January, 2026.

Joint Registrar (Judicial)

Comparing Assistant