

GAHC010015402023



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

Case No. : WP(C)/392/2023

RANJU AGARWAL AND ANR.
W/O- SRI RAM PRAKASH AGARWAL (JINDAL), R/O- CHIRWAPATTY ROAD,
NEAR DEVI MANDIR, P.O., P.S. AND DIST.- TINSUKIA, ASSAM, PIN- 786125

2: RAM PRAKASH AGARWAL (JINDAL)
S/O- LATE HANUMAN PRASAD AGARWAL (JINDAL)
R/O- CHIRWAPATTY ROAD
NEAR DEVI MANDIR
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 78612

VERSUS

THE STATE OF ASSAM AND 8 ORS
REP. BY THE SECY. TO THE GOVT. OF ASSAM, TOWN AND COUNTRY
PLANNING DEPTT., DISPUR, GHY-06

2:THE DIRECTOR
MUNICIPAL ADMINISTRATION
ASSAM
DISPUR
GHY-06

3:THE EXECUTIVE OFFICER
TINSUKIA MUNICIPAL BOARD
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125

4:M/S DAYAL CONSTRUCTIONS
REP. BY SRI RAJENDRA PRASAD CHOUDHURY

HAVING OFFICE AT C/O. M/S DAYAL ENTERPRISES
A.T.ROAD (MAKUM ROAD)
NEAR TOKRIGOLA
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125

5:RAJENDRA PRASAD CHOUDHURY
S/O- LT. SATYANARAYAN CHOUDHURY
R/O- CHALIHA NAGAR
NEAR TINSUKIA DEVELOPMENT OFFICE
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S
DAYAL ENTERPRISES
A.T.ROAD (MAKUM ROAD)
NEAR TOKRIGOLA
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125

6:RAVI CHOUDHURY
S/O- LT. SATYANARAYAN CHOUDHURY
R/O- CHALIHA NAGAR
NEAR TINSUKIA DEVELOPMENT OFFICE
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S
DAYAL ENTERPRISES
A.T.ROAD (MAKUM ROAD)
NEAR TOKRIGOLA
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125

7:VISHAL CHOUDHURY
S/O- SRI RAJENDRA PRASAD CHOUDHURY
R/O- CHALIHA NAGAR
NEAR TINSUKIA DEVELOPMENT OFFICE
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125 AND ALSO HAVING THEIR OFFICE ADDRESS AT C/O. M/S

DAYAL ENTERPRISES
A.T.ROAD (MAKUM ROAD)
NEAR TOKRIGOLA
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM
PIN- 786125

8:SHASHI CHOUDHURY
S/O- SRI RAJENDRA PRASAD CHOUDHURY
R/O- SHAKSHI MOTORS
CHIRWAPATTY ROAD
P.O.
P.S. AND DIST.- TINSUKIA
ASSAM

9:SWAPNA GARODIA
W/O- SANJAY GARODIA
C/O GARODIA AUTO MOBILES
MORAN TOWN
P.O. AND P.S. MORAN
DIST.- SIVASAGAR
ASSAM
PIN- 78564

Advocate for the Petitioner : MR. BHASKAR DUTTA, SENIOR ADVOCATE

Advocate for the Respondent : SR. GA, ASSAM

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 27.05.2024

Case taken up before the Lawazima Court.

Learned counsel Mr. J. Das appears on behalf of the petitioners.

Perused the records.

On a perusal of the office note dated 22.05.2024 reveals that the notice was issued to the respondent Nos. 3, 4, 5, 6, 7, 8 & 9 by registered post with A/D on 09.02.2023.

Now, in regard to the aforesaid notice, it appears that the A/D cards of the respondent

Nos. 3, 4, 5, 6, 7 & 9 have been received and tagged with the case record at **Flag-'AD' in Part-III file**. The said A/D cards are perused carefully and upon perusal it appears that the A/D card of the respondent No. 3 bears the purported signature along with the official seal of the respondent and the A/D card of the respondent No. 4 bears the purported signature of the respondent. Next, it appears that the A/D card of respondent No. 9 has been signed by the respondent's husband, namely, "**Sanjay Garodia**" on behalf of the respondent. Further, in respect of the respondent Nos. 5, 6 & 7, it appears that the A/D cards of the said respondents bears the full signature of a person, namely, "**Deepak Choudhury**".

In addition to the aforementioned, it appears that learned counsels have entered appearance on behalf of the respondent Nos. 4, 5, 6, 7 & 9 by filing Vakalatnama.

Further, it appears that an affidavit-in-opposition has been filed by the respondent No. 6 on his behalf as well as on behalf of the respondent Nos. 4, 5, 6, 7 & 8, having been authorized by the said respondents. In view of the observations made above, it may be said that **service upon the respondent Nos. 3, 4, 5, 6, 7, 8 & 9 has been completed**.

Accordingly, the matter may be placed before the Hon'ble Court.

Joint Registrar (Judicial)

Comparing Assistant