

GAHC010015552008



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

Case No. : WP(C)/5541/2008

SRI BIRAJ SUTRADHAR
S/O LT. PRABHAT CHANDRA SUTRADHAR, VILL- JYOTI UNDER BARPETA
MOUZA, DIST. BARPETA, ASSAM.

VERSUS

ON THE DEATH OF KULAJIT DAS, HIS LEGAL HEIRS SMT. DIPANNITA DAS
AND 2 ORS. REP.
S/O. BIDUR DAS, R/O. JANIA, BARPETA, ASSAM.

1:(a) SMTI. DIPANNITA DAS
W/O. LATE KULAJIT DAS
R/O. 2ND FLOOR
SHAILAJA APARTMENT
NARIKAL BASTI
ZOO-NARENGI ROAD
GUWAHATI-781024
DIST. KAMRUP (METRO)
ASSAM.

1:(b) MISS MINARVA DAS
D/O. LATE KULAJIT DAS
BEING MINOR REPRESENTED BY HER MOTHER SMT. DIPANNITA DAS
R/O. 2ND FLOOR
SHAILAJA APARTMENT
NARIKAL BASTI
ZOO-NARENGI ROAD
GUWAHATI-781024
DIST. KAMRUP (METRO)
ASSAM.

1:(c) MISS HIYARVA DAS

D/O. LATE KULAJIT DAS
BEING MINOR REPRESENTED BY HER MOTHER SMT. DIPANNITA DAS
R/O. 2ND FLOOR
SHAILAJA APARTMENT
NARIKAL BASTI
ZOO-NARENGI ROAD
GUWAHATI-781024
DIST. KAMRUP (METRO)
ASSAM.

2:SRI BISWAJIT DAS

3:SRI SUJIT DAS

4:SRI HANSAJIT DAS
SL. NO.S 1 TO 4 ARE ALL ARE SONS OF BIDUR DAS R/O JANIA
BARPETA
ASSAM.

5:ON THE DEATH OFSRI BAMDEV MAZAUMDAR

HIS LEGAL HAIRS

5.1:MIRA MAJUMDAR
RESIDENT OF GOLAIHATI
KAKOTYHATI
DISTRICT - BARPETA
ASSAM

5.2:DULUMONI MAZUMDAR
RESIDENT OF GOLAIHATI
KAKOTYHATI
DISTRICT - BARPETA
ASSAM

5.3:TULTUL MAJUMDAR
DAUGHTER OF LATE BAMDEV MAJUMDAR
R/O GOLAIHATI
KAKOTYHATI
DISTRICT - BARPETA
ASSAM

5.4:SANGEETA MAJUMDAR

DAUGHTER OF LATE BAMDEV MAJUMDAR
R/O GOLAIHATI
KAKOTYHATI
DITRICT - BARPETA
ASSAM

5.5:NABJYOTI DAS
S/O LATE BAMDEV MAJUMDAR
R/O GOLAIHATI
KAKOTYHATI
DISTRICT - BARPETA
ASSAM

6:DEPUTY COMMISSIONER
BARPET

Advocate for the Petitioner : MS.R R SARMA, MR.B K KASHYAP,MR.R DUBEY,MS.R DEKA,MRS.B DAS

Advocate for the Respondent : FOR CAVEATOR, MR.D DAS,MR S KHOUND,MS.A DAS,MR. N GOSWAMI

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 29.01.2026

Case taken up before the Lawazima Court.

Learned counsel Ms. N.B. Kayastha appears on behalf of Mr. R. Dubey, learned counsel for the petitioner. Heard.

Perused the records.

Perusal of the recent office note dated 28.01.2026 reveals that notices were issued to the respondent Nos. 5.1 to 5.5 by way of speed post with A/D mode and by way of *dasti mode* on 13.11.2025.

Now, in respect of the said notices issued to the respondent Nos. 5.1 to 5.5, this Lawazima Court has observed as follows:—

(i) The respective notices issued through speed post with A/D to the respondent Nos.

5.1 to 5.5 have been received un-served with the similar postal remarks, which is as follows:–

"No such person in the address, RTS".

(ii) In respect of the notice issued through dasti mode, the petitioner has not yet filed requisite affidavit regarding service of the said notice upon the respondent Nos. 5.1 to 5.5.

From the above, it may be discerned that the notice issued through speed post with A/D could not be served upon the respondents mentioned above.

Further, as far as the notice issued through *dasti mode* is concerned, ***the learned counsel for the petitioner, Ms. N.B. Kayastha has appeared before the Lawazima Court today and submitted that they will file the requisite affidavit regarding service of the said notice by tomorrow.***

Furthermore, it has been observed that the instant matter has been fixed by the Hon'ble Court for listing on 02.02.2026.

Accordingly, the matter is laid before the Hon'ble Court.

Joint Registrar (Judicial)

Comparing Assistant