

GAHC010019642016



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

Case No. : WP(C)/3952/2016

SMT. HEMALATA GOGOI and 4 ORS
W/O LT. BHOGESWAR GOGOI

2: SRI RAJEN GOGOI
S/O LT. BHOGESWAR GOGOI

3: SRI RANA GOGOI
S/O LOT. BHOGESWAR GOGOI

4: SRI PABAN GOGOI
S/O LT. BHOGESWAR GOGOI

5: SMTI. JUGAMAYA GOGOI
D/O LT. BHOGESWAR GOGOI ALL ARE THE RESIDENT OF VILL- NA- PAM
RONGPURIA GAON P.S.NORTH LAKHIMPUR P.O. LILABARI DIST.
LAKHIMPUR PIN - 787051
ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REP. BY THE COMMISSIONER and SECRETARY TO THE GOVT. OF ASSAM,
REVENUE DEPARTMENT, GUWAHATI - 781006.

2:THE DIRECTOR

DIRECTORATE OF LAND RECORDS and SURVEY RUPNAGAR
GUWAHATI
ASSAM.

3:THE DEPUTY COMMISSIONER

LAKHIMPUR DISTRICT
LAKHIMPUR

ASSAM.

4:THE CIRCLE OFFICER
C.O.
NORTH LAKHIMPUR CIRCLE
NORTH LAKHIMPUR ASSAM.

5:THE HEAD MASTER
NO. 660 NA PAM L.P. SCHOOL
P.O.LILABARI DIST. LAKHIMPUR
ASSAM
PIN - 787051

6:THE PRESIDENT/SECRETARY
NO. 660 NA PAM L.P. SCHOOL
P.S. NORTH LAKHIMPUR P.O. LILABARI DIST. LAKHIMPUR
ASSAM
PIN - 78705

Advocate for the Petitioner : MR.B GOGOI, MR.K R PATGIRI

Advocate for the Respondent : SC, DLR, MR.M CHOUDHURY,GA, ASSAM

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 30.10.2025

Case taken up before the Lawazima Court.

Learned counsel Ms. D. Devi appears on behalf of Mr. K.R. Patgiri, learned counsel for the petitioners. Heard.

Perusal of the instant case record reveals that notice was issued to the respondent No. 5 by way of registered post with A/D on 25.04.2024.

But, in respect of the aforesaid notice issued to the respondent No. 5, it appears that neither the A/D card nor any un-served notice has been received by the concerned section as of yet.

However, it appears that an affidavit dated 21.05.2024 has been received via post from the respondent No. 5, *i.e., "The Head Master, No. 660 Na-Pam L.P. School"*. But, in

regard to the said affidavit, the concerned section has stated in the office note dated 29.10.2025 that as per the Notification No. 89 dated 20.07.2023 **(at Flag-'Y'), "all the affidavits shall be required to be filed in the filing section of this Registry and affidavits sent by post shall not be accepted"**. In view of the said notification, **the affidavit received from respondent No. 5 via speed post may not be accepted.**

Further, **it may be mentioned that the learned counsel for the petitioner Ms. D. Devi has appeared before the Lawazima Court today and submitted that the school, i.e., "Na-Pam LP School", which Headmaster is impleaded as respondent No. 5 in the instant petition, has been now merged with "Silabari LP School" in the year 2021-2022 due to low enrolment of students. The learned counsel further submitted that they have filed an Interlocutory Application bearing I.A.(Civil) No. 2506/2025 for impleading "Napam Lilabari Model Anganwadi Centre, represented by the Secretary", as respondent No. 7.**

In view of the observations made above, the matter is laid before the Hon'ble Court for necessary orders.

Joint Registrar (Judicial)

Comparing Assistant