

GAHC010026852021



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

Case No. : WP(C)/988/2021

HARIPRASHANA HAZARIKA
S/O- LT. BENUDHAR HAZARIKA, R/O- ZOON NAGAR, BHATIAPAR, P.O.
BHATIAPAR, DIST.- SIVASAGAR, ASSAM, PIN- 785667

VERSUS

INDIAN OIL CORPORATION LIMITED AND 10 ORS
REP. BY CHAIRMAN-CUM-MANAGING DIRECTION, HAVING ITS REGD.
OFFICE AT INDIAN OIL BHAVAN, G-9, ALI YAVAR, JUNG MARG, BANDRA
(EAST), MUMBAI, PIN- 400051, MAHARASHTRA

2:CHAIRMAN-CUM-MANAGING DIRECTION
INDIAN OIL CORPORATION LTD.
INDIAN OIL BHAVAN
G-9
ALI YAVAR
JUNG MARG
BANDRA (EAST)
MUMBAI
PIN- 400051
MAHARASHTRA

3:GENERAL MANAGER
INDIAN OIL CORPORATION LTD.
NORTH EAST INTEGRATED STATE OFFICER
EAST POINT TOWER
BAMUNIMAIDAN
GHY-21
ASSAM

4:DY. GENERAL MANAGER (RS)
INDIAN OIL CORPORATION LTD.

TINSUKIA DIVISIONAL OFFICE
SRIPURIA
P.O. AND DIST.- TINSUKIA
PIN- 786125
ASSAM

5:DIVISIONAL RETAIL SALES MANAGER
INDIAN OIL CORPORATION LTD.
TINSUKIA DIVISIONAL OFFICE
TINSUKIA
ASSAM

6:DIPTI MOYEE BURAGOHAIN GOGOI
W/O- LT. GOBIND CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 768542

7:HIDAYANANDA GOGOI
S/O- LT. GOBIN CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 768542

8:KESHABANANDA GOGOI
S/O- LT. GOBIN CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 768542

9:PRANJAL PRATIM GOGOI
S/O- LT. GOBIN CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 768542
PRESENTLY RESIDING AT M.G. PATH

H.NO. 12
CHRISTIANBASTI
GHY-05

10:SURABHI MEDHI GOGOI
D/O- LT. GOBIN CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 768542

11:PRERONA PREETI GOGOI
D/O- LT. GOBIN CHANDRA GOGOI
R/O- SENSUWA
BHATIAPAR GAON
P.O. BHATIAPAR
DIST.- SIVASAGAR
ASSAM
PIN- 76854

Advocate for the Petitioner : MR. T J MAHANTA, MR. A BORUA,MR B S DEKA,MS. P BHATTACHARYA

Advocate for the Respondent : SC, I O C,

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 28.01.2026

Case taken up before the Lawazima Court.

Learned counsel Mr. A. Borua appears on behalf of the petitioner. Heard.

Perused the records.

Perusal of the recent office note dated 19.01.2026 reveals that notice was issued to the respondent No. 9 by way of speed post mode on 04.12.2025.

However, it appears that the notice issued to the said respondent No. 9 has been received un-served with the following postal remark:—

”Addressee Refused, RTS”.

Now, in **N. Parameswaran Unni v. G. Kannan, (2017) 5 SCC 737**, the Hon'ble Supreme Court held that "when a notice is sent by registered post and is returned with postal endorsement "refused" or "not available in the house" or "house locked" or "shop closed" or "addressee not in station"; due service has to be presumed."

In view of the proposition laid down in **N. Parameswaran Unni** (supra), the registered notice dated 04.12.2025 **may be presumed to be served on the respondent No. 9.**

In view of the above, the matter may be placed before the Hon'ble Court.

Deputy Registrar (Bench)

Comparing Assistant