

GAHC010034052024



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

Case No. : WP(C)/1151/2024

PRADIP CHANDRA DEKA AND 4 ORS
S/O LATE SISHU RAM DEKA, R/O VILL- SINDDHICHAR, P.O.-AMLIGAHT,
P.S.-JAGIROAD, DIST-MORIGAON, ASSAM

2: OWAZ ALI
S/O LATE PHUKAN ALI
R/O HOUSE NO. -08
GHORAMARA SHIVAM PATH
P.O.-BELTOLA
P.S.-HATIGAON
KAMRUP (M)
ASSAM

3: TIKENDRA TALUKDAR
S/O LATE MUKUNDA TALUKDAR
R/O HOUSE NO. 79
PIYOLI PHUKAN NAGAR
P.O. AND P.S.-CHANDMARI
KAMRUP (M)
ASSAM

4: ZAKIR HUSSAIN
S/O MD. SAIFUL ALI
R/O VILL-SIMELIBARI
P.O.-MANDAKATA
P.S.-BAIHATA CHARIALI
KAMRUP (M)
ASSAM

5: LAKHI KANTA NATH
S/O LATE ANI RAM NATH
R/O HOUSE NO. 4
PUN SANTI NAGAR POWER HOUSE
KAHILIPARA

P.S.-DISPUR
KAMRUP (M)
ASSA

VERSUS

THE STATE OF ASSAM AND 13 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY, HOME AND POLITICAL
DEPARTMENT, GOVERNMENT OF ASSAM, ASSAM SECRETARIAT, DISPUR,
GUWAHATI-781006

2:THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM
HOME AND POLITICAL DEPARTMENT
ASSAM SECRETARIAT
DISPUR
GUWAHATI-781006

3:THE DIRECTOR GENERAL OF POLICE
ASSAM
ASSAM POLICE HEADQUARTERS
B.K. KAKATI ROAD
ULUBARI
GUWAHATI-781007

4:THE INSPECTOR GENERAL OF POLICE (ADMN.)
ASSAM
ASSAM POLICE HEADQUARTERS
B.K. KAKATI ROAD
ULUBARI
GUWAHATI-781007

5:THE BOARD OF SECONDARY EDUCATION
ASSAM
BAMUNIMAIDAM
GUWAHATI
KAMRUP (M)
ASSAM

6:THE DEPARTMENTAL EXAMINATION BOARD
FOR CONDUCTING THE DEPARTMENTAL EXAMINATION FOR
PROMOTION TO THE RANK OF SUB INSPECTOR (UB)
REPRESENTED BY INSPECTOR GENERAL OF POLICE (T AND AP)
ASSAM POLICE HEADQUARTER
ULUBARI
GUWAHATI-7

7:BISWAJIT SARMA

(HAV)
PRESENTLY POSTED AT 1ST COMMANDO BATTALION
ASSAM

8:NAZRUL ISLAM BARBHUIYA (HAV)
PRESENTLY POSTED AT 1ST COMMANDO BATTALION
ASSAM

9:SN SANGA HMAR (PSO HAV)
PRESENTLY POSTED AT HAILAKANDI DISTRICT SPECIAL BRANCH
DIST-HAILAKANDI
ASSAM

10:LAIBEISEI HRANCHAL (HC)
PRESENTLY POSTED AT DIMA HASAO DISTRICT SPECIAL BRANCH
DIST- DIMA HASAO
ASSAM

11:PRAFULLA NEOG (HAV)
PRESENTLY POSTED AT 1S COMMANDO BATTALION
ASSAM

12:TARA BAH. CHETRY (HAV GD)
PRESENTLY POSTED AT 1ST COMMANDO BATTALION
ASSAM

13:KUSHAL DEKA (HAV/CLK)
PRESENTLY POSTED AT 27TH ASSAM POLICE BATTALION
DARRANG
MANGALDOI
DIST- DARRANG
ASSAM

14:CHANDAN SARMAH-II (PSO HAV)
PRESENTLY POSTED AT SB HEADQUARTE

Advocate for the Petitioner : MR. R BORAH, MR. P TALUKDAR,MR. R PHUKAN

Advocate for the Respondent : GA, ASSAM, SC, SEBA

**BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS**

ORDER

Date : 01.12.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Perused the records.

Perusal of the recent office note dated 27.11.2025 reveals that notice was issued to the respondent Nos. 7 to 14 by way of registered post with A/D mode on 05.04.2024.

Now, in respect of the notices issued to the respondent Nos. 7 to 14, this Lawazima Court has observed as follows:—

*Respondent Nos. 7, 8, 9, 11 & 12:— In this regard, it appears that the respective notices issued to the said respondents have been received un-served with the same postal remark, which reads as follows:— **"Insufficient address, returned to sender"**.*

Respondent Nos. 10, 13 & 14:— In this regard, it appears that neither the A/D cards nor any un-served notices have been received. Additionally, the postal track consignment details regarding the said notice are also not available at the Indian Post Website.

In view of the observations made above, the petitioners are directed to do the following:—

(i) Take fresh steps for service of notice upon the respondent Nos. 10, 13 & 14 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.

(ii) Take necessary steps for obtaining instructions regarding the proper address of respondent Nos. 7, 8, 9, 11 & 12, within 7 (seven) days from the date of this order.

Let the matter be listed again before the Lawazima Court on 20.01.2026.

Deputy Registrar (Bench)

Comparing Assistant