

GAHC010042252017



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

Case No. : WP(C)/6026/2017

MOLOY PAUL
S/O LT. MADAN MOHAN PAUL R/O P.O. and VILL- KATIGORAH PART- III,
DIST. CACHAR, ASSAM, PIN - 788805

VERSUS

THE STATE OF ASSAM and 4 ORS.
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, PUBLIC HEALTH
ENGINEERING DEPARTMENT, ASSAM SECRETARIAT, DISPUR,
GUWAHATI6, ASSAM

2:THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM

FINANCE DEPARTMENT
ASSAM SECRETARIAT
DISPUR
GUWAHATI-6
ASSAM.

3:THE CHIEF ENGINEER

PUBLIC HEALTH ENGINEERING DEPARTMENT WATER HENGRABARI
GUWAHATI - 781036
ASSAM

4:THE SUPERINTENDING ENGINEER

PUBLIC HEALTH ENGINEERING DEPARTMENT
CACHAR CIRCLE
SILCHAR
SILCHAR- 788001
DIST. CACHAR

ASSAM

5:THE EXECUTIVE ENGINEER
PUBLIC HEALTH ENGINEERING DEPARTMENT SILCHAR DIVISION
NO. 1
SILCAHR- 788001
DIST. CACHAR
ASSAM

Advocate for the Petitioner : MS.P MAZUMDAR, MR.C S HAZARIKA,MR.M K MAJUMDAR,MS.R MAZUMDAR

Advocate for the Respondent : SC, P H E, MR.P N GOSWAMI,SC, FINANCE

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 29.10.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

Perusal of the recent office note dated 29.10.2025 reveals that notice was issued to the respondent No. 2 by way of registered post with A/D on 25.06.2025.

However, in regard to the aforesaid notice issued to the respondent No. 2, it appears that neither the A/D card nor any un-served notice has been received by the concerned section as of yet.

Additionally, it appears that the postal track consignment details regarding the aforesaid notice issued to the respondent No. 2 has been generated by the concerned section and tagged with the case record at **Flag-'P2' in Part-II file**. The said report shows the following:– "**Article not booked- No routing information available**".

In view of the observation made above, **the petitioner is afforded further 7 (seven) days time to take fresh steps upon the respondent No. 2.**

Now, as far as the manner of issuing notice to the aforementioned respondent is concerned, the Hon'ble Court vide its order dated 21.09.2017 had directed to issue notice

through registered post with A/D. However, **vide the Notification No. 85 dated 15th October, 2025 (at Flag-'N')**, the Hon'ble Gauhati High Court has been pleased to **notify that henceforth, all summons, notices, communications, etc, should be issued through Speed Post even if the same are directed to be issued through registered post with A/D.**

As such, **the petitioner is hereby directed to take fresh steps for service of notice upon the respondent No. 2 by way of speed post.**

Let the matter be listed again before the Lawazima Court in the last week of November, 2025.

Deputy Registrar (Bench)

Comparing Assistant