

GAHC010046062019



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

Case No. : WP(C)/2652/2019

HAFIZUDDIN AHMED AND 4 ORS.
S/O- LT. SAMSUDDIN AHMED, VILL- PHALIHAMARI PAM, P.O.
PHALIHAMARI PATHAR VIA BHURAGAON, P.S. AND MOUZA-
BHURAGAON, CIRCLE OFFICE- BHURAGAON, DIST- MORIGAON, ASSAM,
PIN- 782121

2: ISMAIL HUSSAIN
S/O- LT. SAMSUDDIN AHMED
VILL- PHALIHAMARI PAM
P.O. PHALIHAMARI PATHAR VIA BHURAGAON
P.S. AND MOUZA- BHURAGAON
CIRCLE OFFICE- BHURAGAON
DIST- MORIGAON
ASSAM
PIN- 782121

3: IBRAHIM ALI
S/O- LT. SAMSUDDIN AHMED
VILL- PHALIHAMARI PAM
P.O. PHALIHAMARI PATHAR VIA BHURAGAON
P.S. AND MOUZA- BHURAGAON
CIRCLE OFFICE- BHURAGAON
DIST- MORIGAON
ASSAM
PIN- 782121

4: NOBI HUSSAIN
S/O- LT. SAMSUDDIN AHMED
VILL- PHALIHAMARI PAM
P.O. PHALIHAMARI PATHAR VIA BHURAGAON
P.S. AND MOUZA- BHURAGAON
CIRCLE OFFICE- BHURAGAON
DIST- MORIGAON
ASSAM

PIN- 782121

5: REKIBUL ISLAM
S/O- LT. SAMSUDDIN AHMED
VILL- PHALIHAMARI PAM
P.O. PHALIHAMARI PATHAR VIA BHURAGAON
P.S. AND MOUZA- BHURAGAON
CIRCLE OFFICE- BHURAGAON
DIST- MORIGAON
ASSAM
PIN- 78212

VERSUS

THE ADDITIONAL DEPUTY COMMISSIONER AND 3 ORS.
MORIGAON, ASSAM, PIN- 782001

2:THE CIRCLE OFFICER
BHURAGAON REVENUE CIRCLE
P.O AND P.S.-BHURAGAON
DIST.-MORIGAON
ASSAM
PIN-782121

3:MOHIBUR RAHMAN
S/O LT. SARDAR ALI
VILL-PHALIHAMARI PAM
P.O.-PHALIHAMARI PATHAR VIA BHURAGAON
P.S. AND MOUZA- BHURAGOAN
CIRCLE OFFICE- BHURAGAON
DIST.- MORIGAON
ASSAM
PIN-782121

4:THE STATE OF ASSAM
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPT. DISPUR
GUWAHATI-78100

Advocate for the Petitioner : MD. M H CHOUDHURY, MR H J YEPHO,MR. V ACHUMI,MR
MONZUR K CHOUDHURY,MS. M DEORI,MRS. L N CHOUDHURY

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

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

ORDER

Date : 10.11.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Perused the records.

Perusal of the recent office note dated 06.11.2025 reveals that notice was issued to the respondent No. 3 by way of registered post with A/D as well as by usual process on 09.01.2025 & 10.01.2025 respectively.

Now, in respect of the said notices issued to the respondent No. 3, this Lawazima Court has observed as follows:—

*(i) In respect of the notice issued through registered post with A/D, it appears that the notice has been received un-served with the following postal remark:— "**Add. Not found, Return to sender**".*

(ii) Further, no process server's report has been received in respect of the notice issued through usual process.

Considering the observations made above, this Lawazima Court hereby directs the concerned section to issue a reminder to the concerned authority requesting to provide the service report of notice dated 10.01.2025 issued through usual process to the respondent No. 3.

Let the matter be listed again before the Lawazima Court on 11.12.2025.

Deputy Registrar (Bench)

Comparing Assistant