

GAHC010056102024



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

Case No. : WA/109/2024

THE DEPUTY COMMISSIONER,
KAMRUP M GUWAHATI 36, ASSAM

VERSUS

SRI GAUTOM BORO
S/O LATE SONESWAR BORO,
RESIDENT OF VILLAGE BULAIBIL, OI AND PS CHANGSARI, DIST KAMRUP
ASSAM 781101

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM
FINANCE (ESTABLISHMENT) DEPARTMENT
DISPUR GUWAHATI 06

3:OFFICER ON SPECIAL DUTY
FINANCE DEPARTMENT (ESTABLISHMENT B) DISPUR
GUWAHATI 06
ASSAM

4:THE TREASURY OFFICER
KAMRUP (M) TREASURY GUWAHATI 01
ASSA

Advocate for the Petitioner : ADDL. SR. GA, ASSAM,

Advocate for the Respondent : ,

**BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH**

ORDER

Date : 09.12.2024

Case taken up before the Lawazima Court.

None appears on behalf of the appellant.

Perused the records.

It has been observed that the Hon'ble Court vide its order dated 04.12.2024 had directed the Registry to list the matter before the Lawazima Court with regard to the service of notice on the respondent No. 1.

Pursuant to the aforesaid order of the Hon'ble Court, the matter is listed before the Lawazima Court today and it has been discerned that notice was issued to the respondent No. 1 on two occasions, i.e., on 12.06.2024 & 09.08.2024 respectively.

From the office note dated 06.12.2024, it has been observed that the notice issued on 12.06.2024 has been received un-served with the postal remark "***RTS, Insufficient address***". And, as for the notice issued on 09.08.2024, it appears that no A/D card or un-served notice has been received by the concerned section till date.

Additionally, it appears that the concerned section has generated the postal track consignment reports regarding the aforesaid notice dated 09.08.2024 issued to the respondent No. 1 from Indian Post Website and placed the same at **Flag-'Z'**. Upon perusal of the said report, it appears that the consignment details were not found

In view of the observations made above, this Court is of the view that prior to taking fresh steps upon the respondent No. 1, instructions regarding proper address of the said respondent ought to be acquired by the appellant. As such, **the appellant is directed to obtain instructions regarding the present address of the respondent No. 1, within 7 (seven) days from the date of this order.**

Let the matter be listed again before the Lawazima Court in 20.12.2024.

Joint Registrar (Judicial)

Comparing Assistant