

GAHC010094742022



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

Case No. : WP(C)/3297/2022

JYOTI SINGH PATHAK
W/O. MR. TIRTHANKAR PATHAK, R/O. BYE LANE NO.03, B.O.C. GATE,
DIST. DIBRUGARH, PIN-786602, ASSAM.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, EDUCATION
(HIGHER) DEPTT., DISPUR, GUWAHATI-781006.

2:THE DIRECTOR OF HIGHER EDUCATION

ASSAM
KAHILIPARA
GUWAHATI-781019.

3:DULIAJAN COLLEGE

REP. BY THE PRINCIPAL
P.O. DULIAJAN
PIN-786602
DIST. DIBRUGARH.

4:THE GOVERNING BODY

DULIAJAN COLLEGE
REP. BY THE PRESIDENT
P.O. DULIAJAN
PIN-786602
DIST. DIBRUGARH.

5:THE PRINCIPAL

DULIAJAN COLLEGE
REP. BY THE PRINCIPAL
P.O. DULIAJAN
PIN-786602
DIST. DIBRUGARH.

6:NAYAN JYOTI HAZARIKA

ASSTT. PROFESSOR
DULIAJAN COLLEGE
P.O. DULIAJAN
PIN-786602
DIST. DIBRUGARH

Advocate for the Petitioner : MR. M SARMA,

Advocate for the Respondent : SC, EDU,

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 05.01.2026

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

A careful perusal of the recent office note dated 05.01.2026 reveals that the notice was issued to the respondent Nos. 3, 4, 5 & 6 by way of registered post with A/D on 13.06.2022.

Now, in respect of the above mentioned notice issued to the respondent Nos. 3 to 6, it has been observed as follows:—

*(i) The A/D cards of respondent Nos. 3, 5 & 6 have been received and placed at **Flag-'AD' in Part-II file**, perusal of which reveals the following:—*

Respondent No. 3:— The A/D card bears the purported signature and the official seal of the respondent.

Respondent No. 5:– The A/D card bears the purported signature of the respondent.

Respondent No. 6:– The A/D card bears no signature of the recipient. As such, effective service of the notice upon the respondent No. 6 cannot be presumed.

(ii) In respect of the notice issued to the respondent No. 4, it appears that neither the A/D card nor any un-served notice has been received by the registry till date. 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, it may be said that **service of notice in respect of the respondent Nos. 3 & 5 has been completed.**

Further, in respect of the respondent Nos. 4 & 6, the petitioner is hereby directed to take fresh steps for service of notice upon the said respondents (*i.e., respondent Nos. 4 & 6*) by way of speed post mode, in terms of the **Notification No. 85 dated 15th October, 2025 (at Flag-‘N’).**

Let the matter be listed again before the Lawazima Court in the on 10.02.2026.

Joint Registrar (Judicial)

Comparing Assistant