

GAHC010099632024



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

Case No. : WP(C)/2720/2024

RENU GHATOWAR AND 14 ORS
WIFE OF LATE NAGEN GHATOWAR,
RESIDENT OF VILL- NEGHERTING BORLINE, DERGAON,
DIST.- GOLAGHAT, ASSAM, PIN- 785614.

2: GITA NAGBANGSHI
WIFE OF SUNIL NAGBANGSHI

RESIDENT OF BALIJAN BAGICHA

P.O.- SITALPATHAR

DIST.- GOLAGHAT
ASSAM
PIN- 785703

3: MONJU KURMI
WIFE OF SHRI RADHESHYAM KURMI

RESIDENT OF BALIJAN OLD LINE

P.O.- SITALPATHAR

DIST.- GOLAGHAT
ASSAM
PIN- 785703

4: ABUTA TURI
WIFE OF AKIL MIRDHA

RESIDENT OF VILL- NEGHERITING CHARIALI

DIST.- GOLAGHAT
ASSAM

PIN- 785614.

5: AJAY KALWAR
SON OF LATE BISWANATH KALWAR

RESIDENT OF BALIJAN OLD LINE

P.O.- SITALPATHAR

DIST.- GOLAGHAT
ASSAM
PIN- 785703.

6: DASARATH NAGBANGSHI
SON OF LATE SOMRA NAGBANGSHI

RESIDENT OF 1 NO. NEGHERITING GRANT
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

7: RAJU RAI
SON OF JAGDISH RAI

RESIDENT OF BALIJAN BAGICHA

P.O.- DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

8: DHRUBAJYOTI DAS
SON OF SRI AMESWAR DAS

RESIDENT OF VILL- NEGHERITING CHARIALI
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

9: NEKIB ALI
SON OF CHELIM ALI

RESIDENT OF SITAL PATHAR GAON

GOLAGHAT
ASSAM
PIN- 785703.

10: MANOJ PACHI
SON OF LATE CHITABACHAN PACHI

RESIDENT OF NEGHERITING BORLINE

DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

11: ROHIT PASI
SON OF LATE BAPURAM PASI

RESIDENT OF VILL- NEGHERITING BORLINE
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

12: INTAJ ALI
SON OF MD. NACHAD ALI

RESIDENT OF VILL- NEGHERITING BORLINE
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

13: DURGA JAISWAL
SON OF SHRI UMA JAISWAL

RESIDENT OF BALIJAN TEA ESTATE

P.O.- SITALPATHAR

DIST.- GOLAGHAT
ASSAM
PIN- 785703.

14: GANGA MIRDHA
SON OF LATE RADHA MIRDHA

RESIDENT OF VILL- NEGHERITING BORLINE
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614.

15: DOYA GHATOWAR
LATE MAHABIR GHATOWAR

VILL- NEGHERITING BORLINE
DERGAON

DIST.- GOLAGHAT
ASSAM
PIN- 785614

VERSUS

THE UNION OF INDIA AND 11 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS,
TRANSPORT BHAWAN, 1, PARLIAMENTARY STREET, NEW DELHI- 110001.

2:NATIONAL HIGHWAY AUTHORITY OF INDIA

G 5 AND 6
SECTOR-10
DWARKA

NEW DELHI- 110075

REPRESENTED BY ITS CHAIRMAN.

3:NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT
CORPORATION LTD.
3RD FLOOR
PTI BUILDING
4- PARLIAMENT STREET

NEW DELHI- 110001
REPRESENTED BY ITS MANAGING DIRECTOR.

4:EXECUTIVE DIRECTOR
NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT
CORPORATION LTD.
REGIONAL OFFICE

GUWAHATI REGION

2ND FLOOR
AGNISHANTI BUSINESS PARK

OPP. AGP OFFICE
GNB ROAD
AMBARI

GUWAHATI- 781001.

5:DEPUTY GENERAL MANAGER
NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT
CORPORATION LTD.
PMU
JORHAT
OPPOSITE BRAHMAPUTRA ACADEMY

1ST FLOOR
RAJATIA GAON
MALOW ALI

JORHAT 785001.

6:THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF ASSAM
REVENUE AND DISASTER MANAGEMENT DEPARTMENT
DISPUR
GUWAHATI-6.

7:THE DISTRICT COMMISSIONER/ COLLECTOR
GOLAGHAT
ASSAM
PIN- 785702.

8:THE COMMISSIONER
UPPER ASSAM DIVISION
CINNAMARA
JORHAT
PIN- 785008.

9:JUNIOR ENGINEER
PWD DERGAON BUILDING SUB-DIVISION
DERGAON
DIST.- GOLAGHAT
ASSAM
PIN- 785703.

10:THE CIRCLE OFFICER

DERGAON REVENUE CIRCLE
DERGAON
DIST.- GOLAGHAT
ASSAM
PIN- 785703.

11:ASSAM TEA CORPORATION LTD.
HOUSEFED COMPLEX
C-BLOCK
DISPUR
GUWAHATI-781006.

12:NEGHERITING TEA ESTATE
P.O.-NEGHERITING
DIST. GOLAGHAT

ASSAM
PIN- 785703

Advocate for the Petitioner : MR. N J KHATANIAR, PRAKASH BORAH,MR S NEOGI

Advocate for the Respondent : DY.S.G.I., SC, NHIDC,SC, NHAI,SC, PWD,GA, ASSAM

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 18.06.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Perused the records.

Perusal of the office note dated 18.06.2025 reveals that notice was issued to the respondent Nos. 11 & 12 by registered post with A/D as well as by usual Court process on 07.03.2025 & 10.03.2025 respectively.

Now, in respect of the aforesaid notices issued to the respondent Nos. 11 & 12, it has been observed as follows:–

In respect of the notice issued through registered post with A/D:– In respect of

the said notice, it appears that no A/D cards or un-served notices have been received by the concerned section till date.

Besides the aforesaid, it may be mentioned that the postal track consignment details regarding the above mentioned notice issued through registered post with A/D to the aforesaid respondents are also not available at the Indian Post Website.

In respect of the notice issued through usual Court process:- In this regard, it appears that the process server reports of the said notice have not been received by the concerned section as of yet.

In view of the above, **the concerned section is directed to issue reminder to the concerned authority requesting to provide the service report of the notice dated 10.03.2025 issued through usual process to the respondent Nos. 11 & 12.**

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

Joint Registrar (Judicial)

Comparing Assistant