

GAHC010101212023



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

Case No. : WP(C)/2592/2023

ALTAB HUSSAIN SHEIKH
S/O LT. DARBESH ALI SHEIKH HEADMASTER GURGURIPARA ISLAMIA
M.E. MADRASSA VIL. GURGUIRPARA MAJOR ALGA SALMARA PART IV
P.O. BONDIHANA P..S FAKIRGANJ DIST. DHUBRI ASSAM PIN 783349

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPTT. OF EDUCATION ASSAM DISPUR GUWAHATI 781006

2:DELETED VIDE HON'BLE COURT'S
ORDER DATED 19.05.2023

3:DELETED VIDE HON'BLE COURT'S
ORDER DATED 19.05.2023

4:THE SECRETARY
BOARD OF SECONDARY EDUATION ASSAM P.O. BAMUNIMAIDAN DIST.
KAMRUP (M) GUWAHATI 21

5:THE PRINCIPAL JALESWAR H S SCHOOL
VILL AND P.O. JALESWAR P.S. JALESWAR DIST. GOALPARA ASSAM PIN
783132

6:THE HEADMASTER
JORUARCHAR M E MADRASSA VIL. JARNAR CHAR P.O. JORUAR CHAR
ALMGANJ P.S. FAKIRGANJ DIST. DHURBI ASSAM PIN 7833

Advocate for the Petitioner : MR. A K TALUKDAR, MR. S I KHAN

Advocate for the Respondent : SC, HIGHER EDU, K ZAMAN (R-5),MR M RAHMAN (R-5),MR. A

F N U MOLLAH (R-5),SC, SEBA

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

ORDER

Date : 17.10.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

Perusal of the instant case record reveals that notice was issued to the respondent Nos. 5 & 6 by way of registered post with A/D mode as well as by way of *dasti mode* on 25.05.2023 & 23.05.2023 respectively.

However, in the meantime, it appears that the learned counsels have already entered appearance on behalf of the respondent No. 5 by filing Vakalatnama. As such, it may be said that **service in respect of the aforesaid respondent No. 5 has been completed.**

Further, in respect of the aforementioned notices issued to the respondent No. 6, it appears that neither the A/D card nor any un-served notice has been received by the concerned section till date. Likewise, the petitioner has not yet filed any affidavit regarding service of *dasti notice* upon the respondent No. 6.

In view of the observation made above, **the petitioner is granted 7 (seven) days time to take fresh steps upon the respondent No. 6.**

Now, as far as the manner of issuance of notice to the said respondent is concerned, the Hon'ble Court vide its order dated 19.05.2023 had directed to issue notice through registered post with A/D as well as through *dasti mode*. 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 directed to take fresh steps for service of notice upon the respondent No. 6 by way of speed post. Further, the petitioner is directed to take necessary steps for filing requisite affidavit reflecting the service status of *dasti notice* dated 23.05.2023 issued to the respondent No. 6**

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

Joint Registrar (Judicial)

Comparing Assistant