

GAHC010119022024



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

Case No. : WP(C)/3196/2024

NEKIBUR ZAMAN DEWAN
S/O- LATE NURUDDIN DEWAN,
R/O- SS ROAD, LAKHTOKIA,
OPP. FAKHARUDDIN ALI AHMED BUILDING, DIST- KAMRUP (M), ASSAM,
PIN-781001

VERSUS

THE STATE OF ASSAM AND 7 ORS
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM, REVENUE AND D.M
DEPARTMENT, DISPUR, GUWAHATI-06

2:THE DEPUTY COMMISSIONER
KAMRUP (M)
GUWAHATI
ASSAM
PIN-781036

3:THE GUWAHATI MUNICIPAL CORPORATION
TO BE REP. BY THE COMMISSIONER
BHANGAGARH
GUWAHATI-05

4:THE GUWAHATI METROPOLITAN DEVELOPMENT AUTHORITY
TO BE REP. BY ITS CEO
BHANGAGARH
GUWAHATI-05

5:THE CIRCLE OFFICER

GUWAHATI REVENUE CIRCLE
GUWAHATI

KAMRUP (M)
ASSAM

6:KHURSHID FATEMA RASUL
R/O- SS ROAD
LAKHTOKIA

OPP. FAKHARUDDIN ALI AHMED BUILDING
DIST- KAMRUP (M)
ASSAM
PIN-781001

7:FAREEDA SHAHEEN RASUL
R/O- SS ROAD
LAKHTOKIA

OPP. FAKHARUDDIN ALI AHMED BUILDING
DIST- KAMRUP (M)
ASSAM
PIN-781001

8:NURUT ZAMAN DEWAN
S/O- LATE NURUDDIN DEWAN

R/O- SS ROAD
LAKHTOKIA

OPP. ULLAH MENSION
COL.J ALI ROAD
LAKHTOKIA
GUWAHATI
DIST- KAMRUP (M)
ASSAM
PIN-78100

Advocate for the Petitioner : MR. A R BHUYAN, MR N Z CHOUDHURY,MR S ABDULLAH

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

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

ORDER

Date : 14.11.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

Perusal of the recent office note dated 13.11.2025 reveals that notice was issued to the respondent Nos. 6, 7 & 8 by way of registered post with A/D on 17.07.2024.

Now, in respect of the aforementioned notice issued to the respondent Nos. 6, 7 & 8, this Lawazima Court has observed as follows:—

*(i) In respect of the respondent Nos. 6 & 7, it appears that the A/D cards have been received and annexed with the case record at **Flag-'AD' in Part-III file**. Further, a perusal of the said A/D cards reveals that both of the A/D cards bear the purported signature of respondent No. 7. As such, it may be said that **service in respect of the respondent No. 6 & 7 has been completed**.*

(ii) Further, in respect of the respondent No. 8, it appears that neither the A/D card nor any un-served notice has been received by the concerned section 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 above, this Lawazima Court is of the view that fresh steps shall be taken upon the respondent No. 8.

Now, as far as the manner of issuing notice to the said respondent is concerned, the Hon'ble Court vide its order dated 27.06.2024 had directed to issue notice through registered post with A/D as well as by usual process. 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 are hereby directed to take fresh steps for service of**

notice upon the respondent No. 8 by way of speed post mode and by way of usual process mode, within 7 (seven) days from the date of this order.

Let the matter be listed again before the Lawazima Court in the third week of December, 2025.

Deputy Registrar (Bench)

Comparing Assistant