

GAHC010142442022



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

Case No. : WP(C)/4817/2022

PRABHAT CHANDRA DOLOI AND 9 ORS
S/O- LATE PUSPA DOLOI, RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE RESIDING AT DEKA PARA, WATER TANK, NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD., LGBI AIRPORT, BORJHAR, GUWAHATI-781015.

2: LAKSHMAN CHANDRA BARUAH
S/O- LATE PRABHAT BARUAH
RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE RESIDING AT DEKA PARA
WATER TANK
NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.
LGBI AIRPORT
BORJHAR
GUWAHATI-781015.

3: RUPJYOTI HANDIQUE
S/O- LATE B. HANDIQUE
RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE RESIDING AT DEKA PARA
WATER TANK
NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.
LGBI AIRPORT
BORJHAR
GUWAHATI-781015.

4: PODOMI DEKA
W/O- LATE BASISTHA DEKA
RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE RESIDING AT DEKA PARA
WATER TANK
NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.
LGBI AIRPORT
BORJHAR

GUWAHATI-781015.

5: BHUPENDRA NATH DEKA

S/O- LATE M. DEKA

RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA

WATER TANK

NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.

LGBI AIRPORT

BORJHAR

GUWAHATI-781015.

6: RUPAK SARMAH

S/O- LATE SADANANDA SARMAH

RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA

WATER TANK

NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.

LGBI AIRPORT

BORJHAR

GUWAHATI-781015.

7: MD. RAFIQUEL ISLAM

S/O- LATE AMSHER ALI

RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA

WATER TANK

NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.

LGBI AIRPORT

BORJHAR

GUWAHATI-781015.

8: ATUL CHANDRA DAS

S/O- LATE RAMESWAR DAS

RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA

WATER TANK

NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.

LGBI AIRPORT

BORJHAR

GUWAHATI-781015.

9: HIRA DAS

S/O- LATE TARUN DAS

RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA

WATER TANK

NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.

LGBI AIRPORT
BORJHAR
GUWAHATI-781015.

10: SYED DIDARDUDDIN AHMED
S/O- LATE DALNUR ALI
RETIRED EMPLOYEE OF THE ASSAM FLYING CLUB LTD AND ARE
RESIDING AT DEKA PARA
WATER TANK
NEAR GOVT. QUARTERS OF ASSAM FLYING CLUB LTD.
LGBI AIRPORT
BORJHAR
GUWAHATI-781015

VERSUS

THE STATE OF ASSAM AND 2 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, SPORTS AND YOUTH WELFARE GOVERNMENT
OF ASSAM, DISPUR, GUWAHATI-781006.

2:THE DIRECTOR OF SPORTS AND YOUTH WELFARE RUDRA SINGHA
SPORTS COMPLEX
DISPUR
GUWAHATI-781006.

3:REGISTRAR

O/o- REGISTRAR OF CO-OPERATIVE SOCIETIES OF ASSAM
KHANAPARA
GUWAHATI-781022.

4:THE ASSAM FLYING CLUB SOCIETY

REPRESENTED BY THE SECRETARY
ASSAM FLYING CLUB SOCIETY
RUDRA SINGHA SPORTS COMPLEX
DISPUR
GUWAHATI-781006.

5:JOINT REGISTRAR

O/o- REGISTRAR OF COOPERATIVE SOCIETIES OF ASSAM
KHANAPARA
GHY-781022

Advocate for the Petitioner : MR. J C CHAUDHURY, MR. S M SARMA

Advocate for the Respondent : GA, ASSAM, MR. S K TALUKDAR,SC, CO OP

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

ORDER

Date : 20.11.2024

Case taken up before the Lawazima Court.

Learned counsel Mr. S.M. Sarma appears on behalf of the petitioners.

Perused the records.

Upon going through the case record of the instant matter, it has been observed that, the Lawazima Court vide its order dated 25.10.2024 had discerned that the notice issued to the respondent No. 4 has been received un-served with an postal remark "***Refused as no such designation (Secretary) in the mentioned address, R.T.S.***" and as such, the petitioners were directed to obtain proper instructions regarding the address of the respondent No. 4.

However, ***the learned counsel Mr. S.M. Sarma has appeared before the Lawazima Court today and submitted that respondent Nos. 2 & 4 is one and the same person, who represents as Secretary, The Assam Flying Club Society (i.e., respondent No. 4). In this regard, the petitioner wants to file affidavit in support of their stand. Hence, the matter may be sent to the Hon'ble Court enabling the petitioner to file affidavit.***

In view of the above submission made by the learned counsel, the instant matter is laid before the Hon'ble Court.

Joint Registrar (Judicial)

Comparing Assistant