



undefined

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

Case No. : I.A.(Civil)/2582/2025

ABDUL BASIT
R/O VILL. SOROPUR, P.O. BHANGABAZAR, P.S. BADARPUR, DIST.
SONITPUR, ASSAM, PIN 788710

VERSUS

PROSENJIT DEY LASKAR AND 15 OTHERS
S/O LATE BIKASH DEY LASKAR, R/O SHAMBU SAGAR ROAD, P.O., P.S.
AND DIST. SRIBHUMI, ASSAM, PIN 788710

2:SREE GANESH FILING STATIO

AUTHORISED PETROL PUMP UNDER M/S ESSAR OIL LTD. SITUATED AT
PATEL NAGAR
P.S. AND DIST. SRIBHUMI
REPRESENTED BY
SRI PROSENJIT DEY LASKAR
R/O SAHMBU SAGAR ROAD
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

3:GAUTAM SAHA

S/O SRI SAILENDRA CH. SAHA
SRINAGAR COLONY WARD NO. 15
SUBASHNAGAR ROAD
KARIMGAJ TOWN
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM

PIN 788710

4:THE PUNJAB NATIONAL BANK

SRIBHUMI BRANCH
REPRESENTED BY THE BRANCH MANAGER OF PUNJAB NATIONAL
BANK SRIBHUMI BRANCH OLD STATION ROAD
WARD NO. 25 OF SRIBHUMI TOWN
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

5:M/S ESSAR OIL LTD.

IDEAL PLAZA
SOUTH BLOCK
4TH FLOOR 11/1
SARAT BOSE ROAD
KOLKATA 700020
WEST BENGAL.

6:M/S ESSAR OIL LTD.

C/O NYARA ENERGY LTD. SUBHAM REDSTONE
2ND FLOOR NEXT TO PANTALOONS
RUKMINIGAON
G.S. ROAD
GUWAHATI
KAMRUP (M)
ASSAM
PIN 781022

7:THE SUB REGISTRAR

SRIBHUMI (SADAR)
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

8:THE CIRCLE OFFICER

SRIBHUMI CIRCLE
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

9:THE DEPUTY COMMISSIONER

SRIBHUMI OFFICE OF THE DEPUTY COMMISSIONER
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

10:THE STATE OF ASSAM

P.O.
P.S. AND DIST. SRIBHUMI
ASAM
PIN 788710

11:BALMIKI DEB ROY

S/O MRINAL KANTI DEB ROY NILMONI ROAD
SRIBHUMI
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

12:RATAN SENGUPTA

S/O LATE KHETRA MOHAN SENGUPTA
R/O VILL. AND P.O. BADARPURGHAT
P.S. BADARPUR
DIST. SRIBHUMI
ASSAM
PIN 788803

13:FAZAL AHMED

S/O MAHMAD ALI
R/O VILL. SOUTH KANDIGRAM
P.O. MALUA
P.S. BADARPUR
DIST. SRIBHUMI
ASSAM
PIN 788806

14:NURUL ISLAM

S/O LATE SIRAJUL HAQUE
VILL. AND P.O. MALUA
.P.S. BADARPUR
DIST. SRIBHUMI
ASSAM
PIN 788806

15:ABDUL HAQUE @ SUNA MIA

S/O LAE NAMAR ALI
R/O KANISHAIL
P.O.
P.S. AND DIST. SRIBHUMI
ASSAM
PIN 788710

16:ABDUL MALIK

S/O LATE ABDUL LATIF
R/O KANISHAIL
P.O. P.S. AND DIST. SRIBHUMI
ASSAM
PIN 78871

Advocate for the Petitioner : MR. M H RAJBARBHUIYAN, MR G BHARADWAJ,MR B DEORI

Advocate for the Respondent : GA, ASSAM, MR. R J DAS(R3),MS D.CHAKRABARTY,MR. D CHAKRABARTY (R-1)

Linked Case : ITREF(A)/0/0

ABDUL BASIT
SRIBHUMI
ASSAM

VERSUS

PROSENJIT DEY LASKAR AND 15 OTHERS
SRIBHUMI
ASSAM

Advocate for : MR BHASKAR DEORI
Advocate for : appearing for PROSENJIT DEY LASKAR AND 15 OTHERS

**BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA**

ORDER

Date - 15.07.2026

- 1.** Heard Mr. M. H. Rajbarbhuiyan, the learned counsel for the applicant. Also heard Mr. D. Chakrbarty, the learned counsel for the respondent No. 1 as well as Mr. R. J. Das, the learned counsel for the respondent No. 3 and Mr. T. R. Gogoi, the learned counsel for the respondent Nos. 7, 8, 9 and 10.
- 2.** The learned counsel for the applicant has submitted that the respondent No.1 was the proprietor of the respondent No. 2 and therefore, the applicant may be exempted from taking steps for issuance of notice on the respondent No. 2.
- 3.** On the other hand, Mr. D. Chakrbarty, the learned counsel for the respondent No. 1 submits that the respondent No. 2 is a non-existing entity as the license of respondent No.1 in respect of respondent No. 2 entity was cancelled.
- 4.** In view of the submissions of the learned counsel for the applicants and the learned counsel for the respondent No. 1, the notice to the respondent No.2 is hereby waived. The applicant is directed to take fresh steps for issuance of notice to the respondent No. 4 by the speed post as well as by usual mode within seven days from the date of this order, returnable on 21.08.2026.
- 5.** As regards, the notice to the respondent Nos. 5, 6, 11, 12, 13, 14, 15 and 16 are concerned, the learned counsel for the applicants submits that the

said respondent did not contest the suit before the Trial Court also and therefore, the notice to them may be waived.

- 6.** The prayer is, accordingly, allowed.
- 7.** Let this matter be listed on 21.08.2026.

JUDGE

Comparing Assistant