

GAHC010150182024



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

Case No. : WP(C)/3762/2024

MD MUSABBIR HUSSAIN AND ANR
SON OF MD. MUKTAB HUSSAIN,
RESIDENT OF HOUSE NO. 25,
HATIGAON NOTBOMA,
MIAJAN NAGAR, MASJID PATH, GUWAHATI,
DISTRICT- KAMRUP(M), PIN- 781038,
ASSAM.

2: MEHBOOB ELAHI LASKAR
SON OF ATATUR RAHMAN LASKAR

RESIDENT OF VILLAGE- NIZ KATIGORAH
PART-III

POST OFFICE- KATIGORAH

DISTRICT- CACHAR
ASSAM

PIN- 788805

VERSUS

THE STATE OF ASSAM AND 18 ORS
REPRESENTED BY COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM,
HIGHER EDUCATION (TECHNICAL) DEPARTMENT,
DISPUR, GUWAHATI, DISTRICT- KAMRUP(M),
PIN- 781006, ASSAM.

2:THE DIRECTORATE OF TECHNICAL EDUCATION
KAHILIPARA
GUWAHATI
ASSAM

GUWAHATI- 781019.

3:THE ASSAM PUBLIC SERVICE COMMISSION
REPRESENTED BY ITS CHAIRMAN
AND HAVING ITS OFFICE AT JAWAHAR NAGAR

GUWAHATI
ASSAM
PIN- 781022.

4:ALL INDIA COUNCIL FOR TECHNICAL EDUCATION (AICTE)
REPRESENTED BY ITS MEMBER SECRETARY

NELSON MANDELA MARG

VASANT PURI
NEW DELHI- 67.

5:DR. PRAKASH JYOTI HAZARIKA
PROFESSOR AND HEAD OF THE DEPARTMENT

CIVIL ENGINEERING DEPARTMENT

ASSAM ENGINEERING COLLEGE

GUWAHATI.

6:DR. BIBHASH SARMA
PROFESSOR
CIVIL ENGINEERING DEPARTMENT

ASSAM ENGINEERING COLLEGE

GUWAHATI.

7:DR. BIPUL TALUKDAR
PROFESSOR
CIVIL ENGINEERING DEPARTMENT

ASSAM ENGINEERING COLLEGE

GUWAHATI.

8:RUPAM JYOTI NATH
SON OF BENI MADHAB NATH

ROLL NO. 12414.

9:JIMLI DAS
DAUGHTER OF RAJANI KANTA DAS

ROLL NO. 12186.

10:MANIPUSPAK HAZARIKA
SON OF BALIN CHANDRA HAZARIKA

ROLL NO. 12236.

11:JYOTISMAN SAIKIA
SON OF GAJENDRA NATH SAIKIA

ROLL NO. 12197.

12:BIBHUTI BHUSHAN BHARDWAJ
SON OF NABA KUMAR SARMAH

ROLL NO. 12104.

13:BAHARUL HUSSAIN
SON OF SARIFUL HUSSAIN

ROLL NO. 12083.

14:BARSHA SARMA
DAUGHTER OF DILIP KUMAR SARMA

ROLL NO. 12090.

15:MINAKSHI KUMARI
DAUGHTER OF DHIREN KUMAR

ROLL NO. 12261.

16:SIDDHARTHA KASHYAP
SON OF LATE DILIP KUMAR MAZUMDER

ROLL NO. 12455.

17:UTPAL RAY
SON OF KHIROD CHANDRA RAY

ROLL NO. 12520.

18:UDDIPANA BORAH
DAUGHTER OF NOLIN CHANDRA BORAH

ROLL NO. 12515.

19:SUBHRAJIT PATHAK
SON OF HIREN PATHAK

ROLL NO. 12473

Advocate for the Petitioner : MR. S BANIK, MS F BEGUM

Advocate for the Respondent : SC, HIGHER EDU, MR. K P PATHAK (r-2,4),SC, A I C T E,SC,
APSC

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 06.05.2026

Case taken up before the Lawazima Court.

Learned counsel Ms. F. Begum appears on behalf of the petitioners. Heard.

Perused the records.

A perusal of the instant case record reveals that this matter was previously listed before the Lawazima Court on 02.04.2026, On that day, it was observed that the Hon'ble Court vide its order dated 29.07.2024 had directed the petitioners to take steps for service of notice upon Respondent Nos. 8 to 19 by Registered Post with A/D addressed to the Director of Technical Education, Assam. The Director was to serve the notices upon the private respondents and file an affidavit to that effect.

Accordingly, notices were issued through the office of the Director of Technical Education on 19.08.2024. Regarding these notices, the A/D cards (***Kept at Flag-'AD' in the Part-III file***) for Respondent Nos. 8 to 14 and 16 to 19 (***excluding Respondent No. 15***) were received. Upon perusal, it appears that all the said A/D cards bear the signature of the same person and the official seal of the Directorate of Technical Education.

However, no affidavit of service has been filed by the Director of Technical Education regarding the service of notice upon Respondent Nos. 8 to 19, as directed by the Hon'ble Court's order dated 29.07.2024.

In view of the above, the Lawazima Court, vide its order dated 02.04.2026, directed the Registry to list the matter again with an updated office note confirming whether the Director of Technical Education has filed the requisite affidavit.

Consequently, the matter is listed today with an office note dated 02.05.2026. A perusal of this note reveals that the Office of the Director of Technical Education, Assam, has still not filed any affidavit regarding the effective service of notice upon Respondent Nos. 8 to 19.

In light of these observations, this Lawazima Court is of the view that the matter shall be placed before the Hon'ble Court for necessary orders concerning Respondent Nos. 8 to 19. Accordingly, the matter is laid before the Hon'ble Court.

Deputy Registrar (Bench)

Comparing Assistant