

GAHC010150432023



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

Case No. : WP(C)/3955/2023

MAYNUL HAQUE AND 2 ORS.
S/O- LATE JALMAHMUD, RESIDENT OF VILLAGE- KAYAKUCHI GAON, PO
NALIGAON, PS SARTHEBARI, DISTRICT- BARPETA, ASSAM

2: KAMAL GOSWAMI
S/O- LATE MAHENDRA GOSWAMI
VILLAGE- PHULBARI
PO NASATRA PHULBARI
PS SARTHEBARI
DISTRICT- BARPETA
ASSAM

3: DESH BHAKTA GPSS LTD.
A REGISTERED COOPERATIVE SOCIETY
VILLAGE AND PO NALIGAON
DISTRICT BARPETA
ASSAM
(REP. BY ITS PRESIDENT/CHAIRMAN OF THE BOARD OF DIRECTORS
MAYNUL HAQUE
PETITIONER NO.1

VERSUS

THE STATE OF ASSAM AND 8 ORS.
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE
GOVERNMENT OF ASSAM, CO-OPERATION DEPARTMENT, DISPUR

2:THE ADDITIONAL SECRETARY
TO THE GOVERNMENT OF ASSAM
CO-OPERATION DEPARTMENT
DISPUR

3:THE REGISTRAR OF CO-OPERATIVE SOCIETIES
ASSAM

KHANAPARA
GUWAHATI- 781022

4:THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES (DRCS)
BARPETA

5:SRI DEBEN CHANDRA BORO
SUB-REGISTRAR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

6:SRI NABAJYOTI PATOWARY
SENIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

7:SRI HEMANGA KUMAR DAS
SENIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

8:SRI MAHENDRA NATH SARMA
JUNIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

9:MATIAH RAHMAN
S/O- LATE ABAD ALI
RESIDENT OF VILLAGE NALIGAON
DISTRICT BARPETA
ASSAM
PIN- 78135

Advocate for the Petitioner : MR. S BANIK

Advocate for the Respondent : SC, CO OP

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. KAUSTUVMANI GOSWAMI

ORDER

Date : 19.10.2023

Case taken up before the Lawazima Court.

Learned counsel Ms. F. Begum appears on behalf of Mr. S. Banik, learned counsel for the petitioners.

Perused the records.

The office note dated 18.10.2023 reveals that notice was issued to the respondent Nos. 5, 6, 7, 8 & 9 by registered post with A/D as well as by usual process on 21.07.2023.

In respect of the respondent No. 9, it appears that learned counsels have entered appearance on behalf of the said respondent by filing Vakalatnama. As such, **service is complete in respect of the respondent No. 9.**

Further, in respect of the notice issued by usual process to the respondent Nos. 5 to 8, it appears that no service reports have been received back.

Furthermore, in respect of the notice issued by registered post with A/D to the respondent Nos. 5 to 8, it appears that neither the A/D cards nor the un-served notices have been received back. However, **the track consignment report available with the case record reveals that notices in respect of the respondent Nos. 5 to 8 have been delivered to the addressees on 03.08.2023.** As such, **service is complete in respect of the aforesaid respondents (respondent Nos. 5 to 8).**

In view of the above, the matter may be placed before the Hon'ble Court.

Deputy Registrar (Bench)

Comparing Assistant