

GAHC010158912024



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

Case No. : WP(C)/3972/2024

SHITAL KUMAR NAG
PROPRIETOR OF M/S NAG AND SONS,
S/O- SHYAMAL NAG,
R/O- A.M.CO. ROAD, WARD NO-13,
P.O- A.M.CO ROAD,
P.S- DHUBRI, DIST- DHUBRI, ASSAM, PIN-783301

VERSUS

STATE OF ASSAM AND 4 ORS
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF
ASSAM, HOUSING AND URBAN AFFAIRS DEPARTMENT
DISPUR, GUWAHATI- 781006.

2:DIRECTOR OF INDUSTRY AND COMMERCE TO PE DEPARTMENT
ASSAM
DISPUR
GUWAHATI- 781006.

3:THE DISTRICT COMMISSIONER
DHUBRI
ASSAM
PIN-783330

4:CHAIRMAN / CHAIRPERSON
MUNICIPAL BOARD DHUBRI

DIST-DHUBRI
ASSAM
PIN-783330

5:EXECUTIVE OFFICER

MUNICIPAL BOARD DHUBRI

DIST-DHUBRI
ASSAM
PIN-78333

Advocate for the Petitioner : MR. B HALDAR, MR N BRAHMA,MR B DEORI,MR G BHARADWAJ,MR. A C SARMA

Advocate for the Respondent : GA, ASSAM, MR. P S BHATTACHARYYA(R-4),SC, INDUSTRIES AND COMMERCE

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

ORDER

Date : 07.05.2026

Case taken up before the Lawazima Court.

Learned counsel Mr. G. Bharadwaj appears on behalf of the petitioner. Heard.

Perused the records.

Perusal of the recent office note dated 06.05.2026 reveals that notice was issued to the respondent Nos. 4 & 5 by way of registered post with A/D mode on 03.09.2024.

Meanwhile, it appears that the learned counsels have already entered appearance on behalf of the respondent No. 4 by filing Vakalatnama. As such, it may be said that **service of notice upon respondent No. 4 is complete.**

Further, in respect of the notice issued to the remaining respondent, i.e., respondent No. 5, it appears that neither the A/D card nor any un-served notice has been received by the registry till date. Additionally, the postal tracking details regarding the said notice are unavailable in the official website of India Post. Consequently, service of notice upon respondent No. 5 cannot be presumed at this stage.

In view of the observations made above, the petitioner is directed to take fresh steps for service of notice upon the respondent No. 5 by way of speed post mode ***[in terms of the Notification No. 85 dated 15th October, 2025 (at Flag-'N')]***.

Let the matter be listed before the Lawazima Court again on 08.06.2026.

Deputy Registrar (Bench)

Comparing Assistant