

GAHC010161392023



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

Case No. : WP(C)/4162/2023

THE GOVERNING BODY, COLLEGE OF EDUCATION, BOKO AND 2 ORS.
REPRESENTED BY ITS PRESIDENT,
COLLEGE OF EDUCATION, BOKO,
DIST. KAMRUP, ASSAM,
PIN- 781123.

2: THE SPONSORING COMMITTEE
COLLEGE OF EDUCATION
BOKO
REPRESENTED BY ITS PRESIDENT

DIST.- KAMRUP
ASSAM

PIN- 781123.

3: THE SECRETARY
SPONSORING COMMITTEE
COLLEGE OF EDUCATION
BOKO
KAMRUP
ASSAM
PIN 781123

VERSUS

THE STATE OF ASSAM AND 2 ORS.
REPRESENTED BY THE SECRETARY,
DEPARTMENT OF HIGHER EDUCATION, ASSAM,
DISPUR, GUWAHATI- 781006.

2:THE GAUHATI UNIVERSITY
REPRESENTED BY THE REGISTRAR

GAUHATI UNIVERSITY
JALUKBARI

KAMRUP(METRO)
ASSAM

PIN- 781014.

3:DR. MERRY CHOUDHURY
D/O- LATE RABINDRA CHOUDHURY

RESIDENT OF VILL.- CHOUKHUTY (NEAR CHOUKHUTY HIGH SCHOOL)

P.S.- PATACHARKUCHI

DIST.- BARPETA
ASSAM

PIN- 781325

Advocate for the Petitioner : MR. U K NAIR

Advocate for the Respondent : SC, HIGHER EDU

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. KAUSTUVMANI GOSWAMI

ORDER

Date : 20.11.2023

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Learned counsel Ms. M. Sahoo appears on behalf of the respondent No. 3.

Perused the records.

The office note dated 18.11.2023 reveals that notice was issued to the respondent No. 3 through *dasri mode* as well as through registered post with A/D on 04.08.2023 & 08.08.2023 respectively.

Now, in regard to the notice issued by registered post with A/D, it appears that neither the A/D card nor the un-served notice has been received back. Along with the aforesaid, the

track consignment report is also not available.

Further, in regard to the notice issued through *dasti mode*, it appears that the petitioner has filed an affidavit regarding service of *dasti notice* upon the respondent No. 3. In the said affidavit, it has been stated that "***the petitioner have taken steps for service of notice and accordingly went to the residence of the respondent No. 3 to served the dasti notice and the said notice was received by one Dentan Choudhury with due acknowledgement, elder brother of the respondent No. 3 as the respondent No. 3 was not available in the residence***". As such, **service is complete in respect of the respondent No. 3.**

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

Deputy Registrar (Bench)

Comparing Assistant