

GAHC010166652022



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

Case No. : WP(C)/5435/2022

NASIMA BEGUM B K AND 2 ORS
W/O. LT. DIL BAHADUR B.K.

2: KUMARI BEGUM B.K.

W/O. LT. DIL BAHADUR B.K.

3: DISHANT B.K.

W/O. LT. DIL BAHADUR B.K.
ALL ARE R/O. VILL. TUPKHANA PART-I
OPP. MES COLONY
MASHIMPUR
P.S. SILCHAR
DIST. CACHAR
ASSAM
PIN-788025

VERSUS

THE UNION OF INDIA AND 5 ORS
TO BE REP. BY THE MINISTRY OF HOME AFFAIRS, NEW DELHI.

2:THE DIRECTOR GENERAL OF BORDER SECUTIRY FORCE CGO
COMPLEX

LODHI ROAD
NEW DELHI-110003.

3:THE INSPECTOR GENERAL BORDER SECUTIRY FORCE
M AND C FTR
HQ MASIMPUR
SILCHAR
PIN-788025.

4:THE COMMANDANT 131 BN.
BSF MELTARAM LUNGLE STATE- MIZORAM
PIN-796701.

5:THE DEPUTY COMMANDANT
131 BN. BSF MELTARAM
DISTRICT LUNGLE STATE MOZORAM
PIN-796701.

6:SMT. SUSHMA DEVI B.K.

W/O. LT. DIL BAHADUR B.K.
VILL. SANTIPUR
P.O. SANTIRPU
DITT-GULMI COUNTRY NEPAL
PIN-411034/75711

Advocate for the Petitioner : MR. L R MAZUMDER, MR. A Z AHMED,MR. A ISLAM

Advocate for the Respondent : ASSTT.S.G.I.,

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 01.11.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioners.

Perused the records.

Perusal of the recent office note dated 01.11.2025 reveals that notice was issued to the respondent No. 6 by way of registered post with A/D mode on 19.05.2025.

However, in respect of the said notice issued to the respondent No. 6, it appears that neither the A/D card nor any un-served notice has been received by the concerned section till date.

Further, it appears that the postal track consignment report regarding the above mentioned notice has been generated and tagged with the case record at **Flag-'P2' in Part-II file**. Next, a perusal of the said report reveals that the item was received at Kathmandu,

Nepal on 16.06.2025. However, no status beyond the said date, (*i.e., 16.06.2025*) is available at the Indian Post Website. From the above, it cannot be ascertained whether notice has been duly served upon the respondent No. 6 or not.

In view of the above, this Lawazima Court is of the view that fresh steps shall be taken upon the respondent No. 6.

Now, as far as the manner of issuing notice to the said respondent is concerned, the Hon'ble Court vide its order dated 24.08.2022 had directed to issue notice through registered post with A/D. However, **vide the Notification No. 85 dated 15th October, 2025 (at Flag-'N')**, the Hon'ble Gauhati High Court has been pleased to notify that **henceforth, all summons, notices, communications, etc, should be issued through Speed Post even if the same are directed to be issued through registered post with A/D.**

As such, **the petitioner is hereby directed to take fresh steps for service of notice upon the respondent No. 6 by way of speed post mode, within 7 (seven) days from the date of this order.**

Let the matter be listed again before the Lawazima Court on 2nd of December, 2025.

Deputy Registrar (Bench)

Comparing Assistant