

GAHC010168732022



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

Case No. : WP(C)/5515/2022

SORHAB ALI
S/O- LATE OSIAL HOQUE ,
VILL AND P.O- PATAKATA,
DIST- SOUTH SALMARA MANKACHAR, ASSAM,
PIN-783127

VERSUS

THE STATE OF ASSAM AND 6 ORS
REP. BY THE PRINCIPAL SECRETARY TO THE GOVT. OF ASSAM,
PANCHAYAT AND RURAL DEVELOPMENT DEPTT., DISPUR, GUWAHATI-06.

2:THE COMMISSIONER
OF PANCHAYAT AND RURAL DEVELOPMENT DEPTT.

ASSAM
PANJABARI
JURIPAR
GUWAHATI-37.

3:THE PRESIDENT

SOUTH SALMARA MANKACHAR ZILLA PARISHAD
HATSINGIMARI
P.O. HATSINGIMARI
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783135.

4:THE CHIEF EXECUTIVE OFFICER

SOUTH SALMARA MANKACHAR ZILLA PARISHAD
HATSINGIMARI
P.O. HATSINGIMARI
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783135.

5:THE PRESIDENT OF SOUTH SALMARA ANCHALIK PANCHAYAT

SOUTH SALMARA
P.O. FAKIRGANJ AND P.S. SOUTH SALMARA
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783127.

6:THE EXECUTIVE OFFICER

SOUTH SALMARA ANCHALIK PANCHAYAT
P.O. FAKIRGANJ
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783135.

7:JEL HOQUE
S/O. LT. BAREK ALI SARKAR
VILL. AND P.O. PATAKATA
DIST. SOUTH SALMARA MANKACHAR
ASSAM
PIN-783127

Advocate for the Petitioner : MR. P J SAIKIA, MS M KURMI

Advocate for the Respondent : SC, P AND R.D., MR A S SK (R-7),MR. S Z RAHMAN (R-7),MR. N I KHAN (R-7),MR. R ALI (R-7)

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 25.11.2025

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Learned counsel Mr. S.Z. Rahman appears on behalf of the respondent No. 7. Heard.

Perused the records.

Perusal of the recent office note dated 25.11.2025 reveals that notice was issued to the respondent Nos. 3, 5 & 7 by registered post with A/D on 13.09.2022 & 03.11.2022 respectively.

However, in regard to the respondent No. 7, it appears that the learned counsels have already entered appearance on behalf of the said respondent by filing Vakalatnama. As such, it may be said that **service in respect of the respondent No. 7 has been completed.**

Now, in respect of the aforesaid notices issued to the respondent Nos. 3 & 5, it has been observed that neither the A/D cards nor any un-served notices have been received by the concerned section as of yet. Additionally, the postal track consignment details are also not available at the Indian Post Website.

Further, it may be mentioned that the ***learned counsel Mr. S.Z. Rahman appearing on behalf of the respondent No. 7 has submitted before the Lawazima Court today that the instant petition has become infructuous and as such prays for the matter to be listed before the Hon'ble Court.***

Considering the fact that the learned counsel representing the petitioner is absent today to corroborate the aforesaid submission made by the learned counsel appearing for the respondent No. 7, this Lawazima Court is of the view that the petitioner shall be granted opportunity to take fresh steps for service of notice upon the respondent Nos. 3 & 5. The submission made by the learned counsel of the respondent No. 7 will be considered on the

next date.

As such, the petitioner is directed to take fresh steps for service of notice upon the respondent Nos. 3 & 5 by way of speed post mode, in terms of the **Notification No. 85 dated 15th October, 2025 (at Flag-'N')**. The said steps shall be taken within 7 (seven) days from the date of the said order.

Let the matter be listed again before the Lawazima Court on 08.01.2026.

Deputy Registrar (Bench)

Comparing Assistant