

GAHC010171472024



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

Case No. : WP(C)/4272/2024

DIP PABAN TAID
SON OF NARENDRA NATH TAID, RESIDENT OF CLUB ROAD, CINNAMARA,
DISTRICT- JORHAT, ASSAM, PIN- 781316

VERSUS

THE STATE OF ASSAM AND 4 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY, EDUCATION
(HIGHER) DEPARTMENT, DISPUR, GUWAHATI-6

2:THE DIRECTOR
HIGHER EDUCATION DEPARTMENT
GOVERNMENT OF ASSAM
KAHILIPARA
GUWAHATI-19

3:THE DEPUTY DIRECTOR
HIGHER EDUCATION DEPARTMENT
GOVERNMENT OF ASSAM
KAHILIPARA
GUWAHATI-19

4:THE PRINCIPAL
MARIANI COLLEGE
MARIANI
PIN- 785634
DISTRICT- JORHAT

5:THE GOVERNING BODY OF MARIANI COLLEGE
REPRESENTED BY ITS PRESIDENT
MARIANI COLLEGE
MARIANI

PIN- 785634
DISTRICT- JORHA

Advocate for the Petitioner : MR N K SARMA, MR H K DAS,MS D MAHANTA

Advocate for the Respondent : SC, HIGHER EDU,

BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH

ORDER

Date : 18.03.2026

Case taken up before the Lawazima Court.

Learned counsel Mr. R. Sarkar appears on behalf of Mr. H.K. Das, learned counsel for the petitioner. Heard.

Perused the records.

From a perusal of the recent office note dated 17.03.2026, it may be discerned that the notice was issued to the respondent Nos. 4 & 5 by way of registered post with A/D on 07.03.2025.

However, no A/D cards or un-served notices have been received by the Registry in respect of the above mentioned notice issued upon respondent Nos. 4 & 5.

In addition to the above, it has been observed from the office note dated 17.03.2026 that the postal track consignment reports of the said respondents are presently not available at the Indian Post Website due to the fact that a substantial amount of time has been passed from the issuance of the said notice.

Since, the A/D cards and the postal tracking reports against the notice issued upon respondent Nos. 4 & 5 are not available; the presumption of service upon the said respondents could not be drawn.

In view of the above, this Lawazima Court is of the view that the fresh steps shall be taken by the petitioner for effective service of notice upon the respondent Nos. 4 & 5.

Further, it has been observed that a mention for urgent listing of the instant petition has been allowed by the Hon'ble Court for 20.03.2026. Accordingly, the matter is laid before the Hon'ble Court.

Joint Registrar (Judicial)

Comparing Assistant