

GAHC010178122023



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

Case No. : WP(C)/4746/2023

BITINISH SHIRA @ ABAGI SHIRA AND 6 ORS
W/O- DALDHAN MARAK,
RESIDENT OF VILLAGE- NAKMAKUNDI,
P.O.- DAMRA,
DISTRICT- GOALPARA, ASSAM.

2: SILVIA R. MARAK @ SILVIA MARAK
D/O- LATE RUSSELLINA R. MARAK

RESIDENT OF DAGLAPARA

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

3: LONDA MOMIN
W/O- LATE REPSON MARAK

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

4: PARDETHA MOMIN
W/O- KASTAM SANGMA

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

5: CHANDAN BARUAH
S/O- LATE MUKUL BARUAH

RESIDENT OF VILLAGE AND P.O.- DAMRA

DISTRICT- GOALPARA
ASSAM.

6: KESON SANGMA
HUSBAND OF LATE SOFIA SANGMA

RESIDENT OF VILLAGE- NAKMAKUNDI

P.O.- DAMRA
DISTRICT- GOALPARA

ASSAM.

7: DEOBALLA MOMIN @ DEOBANI MOMIN
W/O- LATE GRIMSEN MARAK

RESIDENT OF VILLAGE AND P.O.- DAMRA

DISTRICT- GOALPARA
ASSAM

VERSUS

THE UNION OF INDIA AND 4 ORS
TO BE REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF
INDIA,
DEPARTMENT OF ROAD, TRANSPORT AND HIGHWAYS,
NEW DELHI-1.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM

LAND REVENUE AND DISASTER MANAGEMENT DEPARTMENT

DISPUR
GUWAHATI-6.

3:THE DEPUTY COMMISSIONER
GOALPARA
P.O. AND DISTRICT- GOALPARA

ASSAM.

4:THE CHIEF ENGINEER
PWD
N.H. WORKS
ASSAM
CHANDMARI
GUWAHATI-3.

5:THE EXECUTIVE ENGINEER
PWD
GUWAHATI
N.H. DIVISION
GUWAHATI-1.

6:NATIONAL HIGHWAYS AND INFRASTRUCTURE DEVELOPMENT
CORPORATION LIMITED

REPRESENTED BY ITS MANAGING DIRECTOR
PTI BUILDING
PARLIAMENT STREET
NEW DELHI
PIN-11000

Advocate for the Petitioner : MR. N HOQUE, MR M HUSSAIN,MR. S R BARBHUIYA

Advocate for the Respondent : DY.S.G.I., SC, FINANCE DEPTT.,SC, REVENUE AND DISASTER
MANAGEMENT DEPT,MR B GOGOI,MR H SARMA,MRS. N BORDOLOI,MR H GUPTA,GA,
ASSAM

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 11.12.2025

Case taken up before the Lawazima Court.

Learned counsel Mr. M. Hussain appears on behalf of the petitioners. Heard.

Perused the records.

From a careful perusal of the instant case record, it may be observed that the previous Lawazima Court vide its order dated 12.11.2025 had directed the petitioners to take fresh steps for service of notice upon the respondent No. 6 by way of registered post with A/D,

within 7 (seven) days from the date of the said order. But so far, no such steps have been received from the petitioners.

However, **Mr. M. Hussain, learned counsel for the petitioners has appeared before the Lawazima Court today and submitted that they have served a copy of the instant petition upon the learned Standing counsel representing the respondent No. 6, i.e., "National Highways and Infrastructure Development Corporation Limited".** Learned counsel Mr. M. Hussain further submitted that they have also filed an acceptance notice regarding service of the notice upon respondent No. 6.

In view of the above, **the concerned section is directed to take necessary steps to ascertain whether the acceptance notice regarding service of notice upon respondent No. 6 has been filed, if yes, then annex the same with the case record.**

Let the matter be listed again before the Lawazima Court on 18.12.2025.

Deputy Registrar (Bench)

Comparing Assistant