

GAHC010193472019



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

Case No. : WP(C)/6083/2019

KANIKA DAS AND ANR.
W/O- LT. KARUNA KANTA DAS, R/O. DAKKHINHATI, BARPETA, P.S.
BARPETA, DIST- BARPETA, ASSAM, PIN- 781301.

2: BHASKAR DAS
S/O- LT. KARUNA KANTA DAS
R/O. DAKKHINHATI
BARPETA
P.S. BARPETA
DIST- BARPETA
ASSAM
PIN- 781301

VERSUS

THE ASSAM BOARD OF REVENUE AND 8 ORS.
THROUGH ITS CHAIRMAN, GUWAHATI, DIST.- KAMRUP(M), ASSAM, PIN-
781001.

2: THE DEPUTY COMMISSIONER
DISTRICT- KAMRUP(M)
GUWAHATI
PIN- 781001.

3: THE ADDITIONAL DEPUTY COMMISSIONER
DIST.- KAMRUP(M)
GUWAHATI- 781001.

4: THE CIRCLE OFFICER
AZARA REVENUE CIRCLE
AZARA
DIST.- KAMRUP(M)
PIN- 781017.

5:SIBA RAM KALITA
S/O- LT. BENU RAM KALITA
R/O- AZARA
P.S. AZARA
DIST
KAMRUP(M)
PIN- 781017.

6:DEBO BALA KALITA
W/O LT. DURGA RAM KALITA
R/O- AZARA
P.S. AZARA
DIST
KAMRUP(M)
PIN- 781017.

7:JUNUMONI KALITA
D/O LT. DURGA RAM KALITA
R/O- AZARA
P.S. AZARA
DIST
KAMRUP(M)
PIN- 781017.

8:NITUMANI KALITA
D/O LT. DURGA RAM KALITA
R/O- AZARA
P.S. AZARA
DIST
KAMRUP(M)
PIN- 781017.

9:PARAG KALITA
S/O LT. DURGA RAM KALITA
R/O- AZARA
P.S. AZARA
DIST
KAMRUP(M)
PIN- 781017

Advocate for the Petitioner : MR. B KALITA, MR. A KHANIKAR,MS. S BISWAS

Advocate for the Respondent : SC, REVENUE,

**BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS**

ORDER

Date : 25.02.2026

Case taken up before the Lawazima Court.

Learned counsel Mr. R.L. Chutia appears on behalf of Mr. A. Khanikar, learned counsel for the petitioners. Heard.

Perused the records.

Perusal of the latest office note dated 09.02.2026 reveals that notice was issued to the respondent Nos. 5, 6, 7, 8 & 9 by way of speed post mode and by way of usual process mode on 05.01.2026.

Now, in respect of the said notices issued to the respondent Nos. 5 to 9, this Lawazima Court has observed as follows:—

*(i) In respect of the notice issued through usual process, it has been observed that the process server's reports (**kept at Flag-'PS1', 'PS2', 'PS3', 'PS4' & 'PS5'**) have been duly received. Now, in the said service reports, the process server has stated that the given addresses of respondent Nos. 5 to 9 could not be located. Upon enquiry, the local people have informed that without proper street numbers and by-lane numbers, they will not be able to provide any information. As such, notices were returned un-served.*

(ii) Further, in respect of the notice issued through speed post, the concerned section has stated that neither the A/D cards nor any un-served notices have been received by the registry till date.

Although no A/D cards have been received by the registry, it appears that the postal track consignment reports regarding the above mentioned notice have been generated and the same have been annexed with the case record at **Flag-'TC6', 'TC7', 'TC8', 'TC9' & 'TC10' in Part-II file**. Now, a perusal of the said postal tracking reports reveals that notices in respect of the respondent Nos. 5, 6, 7, 8 & 9 have been delivered on 08.01.2026.

In view of the observations made above, it may be discerned that the notices issued through speed post mode has been served upon the respondent Nos. 5, 6, 7, 8 & 9. As such, it may be presumed that **service of notice upon the said respondents (i.e., respondent Nos. 5, 6, 7, 8 & 9) has been completed.**

Accordingly, the matter may be placed before the Hon'ble Court.

Deputy Registrar (Bench)

Comparing Assistant