

GAHC010227202025



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

Case No. : WP(C)/5888/2025

SURESH KUMAR SARAF
SON OF LATE MURALIDHAR SARAF, SRCB ROAD, FANCY BAZAR,
GUWAHATI-781001, KAMRUP(M)

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, DEPARTMENT OF HOUSING AND URBAN
AFFAIRS, BLOCK-A, 4TH FLOOR, JANATA BHAWAN, DISPUR, GUWAHATI-
781006, KAMRUP (M), ASSAM

2:THE COMMISSIONER
GUWAHATI MUNICIPAL CORPORATION
GANESHGURI
DISPUR
GUWAHATI-781005
KAMRUP(M)
ASSAM

3:THE MEMBER
MAYOR-IN- COUNCIL IN APPEAL
GUWAHATI MUNICIPAL CORPORATION
UZAN BAZAR
GUWAHATI-781001

4:KARUNA APARTMENT OWNERS ASSOCIATION HOUSING CO-OPERATIVE
SOCIETY LTD
SRCB ROAD
GUWAHATI-781001
KAMRUP(M)
ASSAM

5:SUNIL KUMAR SARAF
SON OF LATE MURALIDHAR SARAF
SRCB ROAD
FANCY BAZAR
GUWAHATI-781001
KAMRUP(M)

6:SUSHIL KUMAR SARAF
SON OF LATE MURALIDHAR SARAF
SRCB ROAD
FANCY BAZAR
GUWAHATI-781001
KAMRUP(M)

Advocate for the Petitioner : MR. D SARAF, MS M NIROLA,MR. R S MISHRA,MR. S S GUPTA

Advocate for the Respondent : GA, ASSAM, MR. N J DAS (R-6),MS. C AGARWAL (R-6),SC, GMC

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 01.04.2026

Case taken up before the Lawazima Court.

Learned counsel R.S. Mishra appears on behalf of the petitioner. Heard.

Perused the records.

A perusal of the recent office note dated 25.02.2026 reveals that notice was issued to respondent Nos. 4, 5 & 6 via speed post on 01.11.2025.

Meanwhile, learned counsels have entered appearance on behalf of Respondent No. 6 by filing a Vakalatnama. Furthermore, Mr. N. J. Das, learned counsel, appeared before the Lawazima Court today representing the said respondent. In view of the above, **service of notice upon Respondent No. 6 is deemed complete.**

Further, in respect of the notice issued to the respondent Nos. 4 & 5, it has been observed as follows:—

Respondent No. 4:– Neither the A/D card nor any unserved notice has been received by the Registry. However, the concerned section has procured the postal tracking report, annexed to the case record at **Flag 'PJ' in the Part-III file**. A perusal of the said report reveals that the notice was delivered on 10.11.2025. Consequently, **service of notice upon Respondent No. 4 may be presumed complete.**

Respondent No. 5:– In this regard, it appears that the A/D card (**kept at Flag-'AD' in the Part-III file**) for respondent No. 5 has been received, bearing the purported signature of the respondent. As such, it may be said that **service of notice upon the respondent No. 5 is complete.**

In view of the observations made above, the matter may be placed before the Hon'ble Court.

Deputy Registrar (Bench)

Comparing Assistant