

GAHC010251652023



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

Case No. : WP(C)/6691/2023

SANJAY JAIN
S/O- SRI GYAN CHAND JAIN, R/O- GYANSHREE, 109-D, R.G. BARUAH
ROAD, GANESHGURI, GUWAHATI, DIST. KAMRUP(M), ASSAM-781006.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER OF SECRETARY, HOME AND
POLITICAL AFFAIRS DEPARTMENT, GOVERNMENT OF ASSAM, DISPUR,
GUWAHATI-781006.

2:THE DIRECTOR GENERAL OF POLICE
ASSAM
ULUBARI
GUWAHATI
DIST. KAMRUP(M)
ASSAM
PIN- 781007.

3:MOHAN LAL MEENA
THE SUPERINTENDENT OF POLICE
JORHAT
ATILAGAON
DIST. JORHAT
ASSAM
PIN- 785001.

4:THE OFFICER-IN-CHARGE
JORHAT POLICE STATION
MAHATMA GANDHI ROAD
OPPOSITE NOKIA CARE
DIST. JORHAT

ASSAM
PIN- 785001.

5:KAKUMONI CHITRAKAR WSI (P)

JORHAT POLICE STATION
MAHATMA GANDHI ROAD
OPPOSITE NOKIA CARE
DIST. JORHAT
ASSAM
PIN- 785001.

6:DANDIRAM BORA
CIRCLE INSPECTOR
MARIANI CIRCLE
MARIANI POLICE STATION MARIANI MAIN ROAD
MARIANI
ASSAM
DIST. JORHAT
PIN- 785634

Advocate for the Petitioner : MR H BARUAH, MR P P PHUKAN

Advocate for the Respondent : GA, ASSAM,

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 05.12.2025

Case taken up before the Lawazima Court.

Mr. H. Baruah, Ld. Counsel appears on behalf of the petitioner.

Perused the records.

On perusal of the office note dated 02.12.2025 it appears that steps were taken by the petitioner to serve notices upon respondent Nos. 03, 05 and 06 through Registered Post with A/D. However, the said notices could not be issued accounting to a postal deficit of Rs. 5/- (Rupees five) only. Pursuant to order dated 19.09.2025 of the Hon'ble Court, the petitioner was directed to remove the aforesaid postal deficit withing 2 (two) working days. However,

the petitioner supplied the postal deficit only on 15.10.2025.

In the meantime, the Hon'ble Gauhati High Court notified that all communications including notices are to be issued with Speed Post vide Notification No. 85 dated 15.10.2025 at **Flag-A**. Thus on account of the said Notification, the postal deficit still persists, now amounting to Rs. 35/- (Rupees thirty five) for each of the three respondents, eventhough the postal deficit for the Registered Post with A/D was earlier cured by the petitioner. The abovementioned office note dated 02.12.2025 also reflects that the information of the said postal deficit was communicated to the petitioners, however, no steps were taken by the petitioner to fulfil the deficit.

Mr. H. Baruah, Ld. Counsel has prayed for granting him 7 (seven) days time to clear the deficit.

Accordingly, the prayer of the Ld. Counsel for the petitioner is accepted. The petitioner shall, therefore, take steps to clear the postal deficit amount within 7 (seven) days from the date of this Lawazima Court's order to enable the Registry for service of notices upon the respondent Nos. 03, 05 and 06 through Speed Post with A/D. If cleared, the concerned Section of the Registry shall issue of the notices to said Respondents.

List the matter again on 08.01.2026 before the Lawazima Court.

Deputy Registrar (Bench)

Comparing Assistant