

GAHC010272122018



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

Case No. : CRP/193/2018

DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE
AND ANR.

DIBRUGARH, ESTABLISHED AND CONSTITUTED UNDER DIBRUGARH
UNIVERSITY ACT, 1965 REPRESENTED BY ITS PRINCIPAL AND
SECRETARY, DR. KHANINDRA MISRA BHAGAWATI, DIBRUGARH
HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE, DIBRUGARH,
DISTRICT- DIBRUGARH, ASSAM, PIN- 786001.

2: KHANINDRA MISRA BHAGAWATI
THE PRINCIPAL AND SECRETARY
DIBRUGARH HANUMANBUX SURAJMAL KANOI COMMERCE COLLEGE
DIBRUGARH
DISTRICT- DIBRUGARH
ASSAM
PIN- 786001

VERSUS

TARUN CHANDRA GOGOI AND 14 ORS. (C)
SON OF LATE MUKTI NATH GOGOI, R/O. BANIPUR, BYE LANE NO. 2, P.O.
BANIPUR, P.S. AND DISTRICT- DIBRUGARH, ASSAM, PIN- 786002.

2: ARUN CHANDRA GOGOI
WIFE OF LATE ARUN CHANDRA GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

3: MADHYRJA GOGOI
SON OF LATE ARUN CHANDRA GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM

PIN- 786002.

4:SMTI. NILIMA GOGOI
WIFE OF SRI ARUN CHANDRA GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

5:SUSIL SAIKIA
SON OF MEGHNATH SAIKAI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

6:KAMAL GOGOI
SON OF UNKNOWN
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

7:PRANAB GOGOI
SON OF LATE BHAGYESWAR GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

8:ARUN GOGOI
SON OF LATE DHAJEN GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

9:BARUN CHANDRA GOGOI
SON OF LATE MUKUT CHANDRA GOGOI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

10:BIPUL CHELLENG
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM

PIN- 786002.

11:GIRINDRA NATH KONWAR
SON OF SRI PABITRA KONWAR
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

12:HARINARAYAN KEOT
SON OF SRI MAHABIR KEOT
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

13:NARAYAN KEOT
SON OF SRI MAHABIR KEOT
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

14:SUSIL SAIKIA
SON OF MEGHNATH SAIKIA
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002.

15:SMTI OMEN MENTHOM DEORI
WIFE OF LATE TANKESWAR DEORI
RESIDENT OF BANIPUR
P.S. AND DISTRICT- DIBRUGARH
ASSAM
PIN- 786002

Advocate for the Petitioner : MR N N UPADHYAYA

Advocate for the Respondent : MR. P J SAIKIA (R1, R4, R5, R7, R9)

**BEFORE
JOINT REGISTRAR (JUDL.) MR. CHINMOY BARUAH**

ORDER

Date : 19.05.2023

Case taken up before the Lawazima Court.

None appears for the petitioners.

Perused the records.

The office note dated 19.05.2023 reveals that the Hon'ble Court vide its order dated 10.02.2020 had directed the petitioners to take fresh steps upon respondent Nos. 6, 8, 10 & 15 by registered post with A/D, speed post as well as by *Dasti mode*.

Accordingly, notice was issued to the aforesaid respondents by registered post with A/D as well as by *Dasti mode* on 16.03.2020 & 04.03.2020 respectively.

However, it may be mentioned that the petitioners have not yet taken steps upon aforesaid respondents by way of speed post.

Now, in regard to the notice issued by the *Dasti mode*, no affidavit regarding service of notice upon the respondent Nos. 6, 8, 10 & 15 has been received by the concerned section till date.

Further, in regard to the notice issued by the registered post with A/D to the respondent Nos. 6, 8 & 10, un-served notices have been received back with the postal remarks "**Not known. Insufficient Address. RTS**". As far as respondent No. 15 is concerned, neither the A/D card nor the un-served notice has been received back.

In view of the observations made above, the petitioners are directed to take fresh steps for service of notice upon respondent Nos. 6, 8, 10 & 15 at their proper, present and complete addresses by registered post with A/D as well as by usual Court process through the office of the concerned learned Munsiffs. The petitioners are further directed to take fresh steps for service of notice upon aforesaid respondents *Dasti mode*. The steps are to be routed through the Registry and the petitioner is to file an affidavit after effecting service on the aforesaid respondents. The abovementioned steps are to be taken within 7 (seven) days.

Let the matter be listed again before the Lawazima Court in the third week of June, 2023.

Joint Registrar (Judicial)

Comparing Assistant