

GAHC010283432025



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

Case No. : WP(C)/7432/2025

MD. RAFIQUE AHMED AND 3 ORS.
S/O- LATE ABDUL BARI, R/O- SONAPUR, P.O. SONAPUR, P.S. KHETRI, DIST.
KAMRUP METRO, ASSAM

2: MD. ABDUL AZIZ
S/O- LATE ABDUL BARI
R/O- SONAPUR
P.O. SONAPUR
P.S. KHETRI
DIST. KAMRUP METRO
ASSAM

3: MD. RIYAZUDDIN
S/O- LATE ABDUL BARI
R/O- SONAPUR
P.O. SONAPUR
P.S. KHETRI
DIST. KAMRUP METRO
ASSAM

4: MD. SARIFUDDIN
S/O- LATE ABDUL BARI
R/O- SONAPUR
P.O. SONAPUR
P.S. KHETRI
DIST. KAMRUP METRO
ASSA

VERSUS

THE STATE OF ASSAM AND 13 ORS
REPRESENTED BY THE COMMISSIONER AND SECY. TO THE GOVT. OF
ASSAM, REVENUE AND DISASTER MANAGEMENT DEPTT, SACHIVALAYA,
DISPUR, GUWAHATI- 781006.

2:THE DISTRICT COMMISSIONER
KAMRUP METRO DISTRICT
GUWAHATI
ASSAM

3:THE ADDL. DISTRICT COMMISSIONER
KAMRUP METRO DISTRICT
GUWAHATI
ASSAM

4:THE CIRCLE OFFICER
SONAPUR REVENUE CIRCLE
KAMRUP METRO
ASSAM

5:ON THE DEATH OF INAMUL HAQUE
HIS LEGAL HEIRS AMIRON HAQUE
W/O- LATE INNAMUL HAQUE
R/O- COLONEL J. ALI ROAD
LAKHTOKIA
P.S. PANBAZAR
DIST. KAMRUP METRO
ASSAM

6:SEHNAJ AKHTAR HAQUE
D/O- LATE INNAMUL HAQUE
R/O- COLONEL J. ALI ROAD
LAKHTOKIA
P.S. PANBAZAR
DIST. KAMRUP METRO
ASSAM

7:MD. NAWAZUL HAQUE
S/O- LATE ABDUL HAQUE
COLONEL J. ALI ROAD
LAKHTOKIA
P.S. PANBAZAR
DIST. KAMRUP METRO
ASSAM

8:MUSSTT. RASIDA BEGUM
W/O- LATE AMZED MIYAN
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

9:MD. AFTAB HUSSAIN
S/O- LATE AMZED MIYAN
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

10:MD. HAROON ALI
S/O- LATE AMZED MIYAN
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

11:MD. ABDUL MALIK
SINCE DECEASED
REPRESENTED BY REJINA BEGUM
W/O- MD. ABDUL MALIK
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

12:RIHANA BEGUM
D/O- MD. ABDUL MALIK
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

13:MUSSTT HAZIRA BEGUM
W/O- IDRIE ALI D/O- LATE AMZED MIYAN
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI
DIST. KAMRUP
ASSAM

14:MUSSTT ELORA BEGUM
D/O- IDRIE ALI D/O- LATE AMZED MIYAN
R/O- SONAPUR
MOUZA- SONAPUR
P.S. KHETRI

DIST. KAMRUP
ASSA

Advocate for the Petitioner : MR S BORTHAKUR, MR. U K DEKA, MS. P BORAH

Advocate for the Respondent : GA, ASSAM, FOR CAVEATOR, MR P DAS, SC, REVENUE

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 11.02.2026

Case taken up before the Lawazima Court.

Learned counsel Mr. U.K. Deka appears on behalf of the petitioners. Heard.

Perused the records.

A careful perusal of the instant case record reveals that the Hon'ble Court vide its order dated 19.12.2025 had directed the petitioners to take fresh steps upon the remaining respondents [*i.e. respondent Nos. 5(i), 5(ii) & 6*] excluding respondent Nos. 1 to 4, 7 to 12.

However, it has been observed that the petitioners took fresh steps upon the respondent Nos. 5(i) (*i.e. Amiron Haque*), 5(ii) (*i.e. Sehnaj Akhtar Haque*) only, no steps for issuance of notice to the respondent No. 6 (*i.e. Md. Nawazul Haque*) were received by the Registry. As such, notice was issued to the respondent Nos. 5(i) & 5(ii) by way of speed post with A/D on 09.01.2025.

The aforesaid notice issued to the respondent Nos. 5(i) & 5(ii) was received un-served with the similar postal remark, which can be read as "**RTS, Insufficient Address**".

Consequently, the matter was listed before the Hon'ble Court on 04.02.2026 and on that day the learned counsel for the petitioners had submitted that the address reflected in the cause title is the same address which is reflected in the impugned order passed by Revenue Board and notices which were sent on respondent No. 5 & 6, were duly received by the said respondents in the proceeding before the Revenue Board. Accordingly, the Hon'ble Court was pleased to direct the matter to be placed before the Lawazima Court.

Pursuant to the above, **the matter is listed today before the Lawazima Court**

and the learned counsel for the petitioners, Mr. U.K. Deka has appeared before this Court today and prayed for allowing them to take fresh steps for service of notice upon the respondents at the addresses as stated in the Cause Title.

In view of the above, the petitioners are directed to take fresh steps for service of notice upon the respondent Nos. 5(i), 5(ii) & 6 by way of speed post mode, within 7 (seven) days from the date of this order.

Further, it has come to the notice of this court that there are some inconsistencies between the instant Cause Title and the Online Case Information System regarding the indexing of the respondents. The said inconsistencies are enumerated below:—

In the Cause Title of the instant case record:—

5. ON THE DEATH OF INAMUL HAQUE his legal heirs-

(i) Amiron Haque, wife of Late Innamul Haque,

(ii) Sehnaj Akhtar Haque, Daughter of Lt. Innamul Haque,

6. Md. Nawazul Haque.

In the Online Case Information Sysytem:—

5. ON THE DEATH OF INAMUL HAQUE his legal heirs Amiron Haque, wife of Late Innamul Haque,

6. Sehnaj Akhtar Haque, Daughter of Lt. Innamul Haque,

7. Md. Nawazul Haque.

In view of the above, the concerned section is directed to take necessary steps to reflect the proper indexing of the respondents in the Online Case Information System, as per the Cause Title of the instant petition.

Let the matter be listed before the Lawazima Court again in the first week of March, 2026.

Deputy Registrar (Bench)

Comparing Assistant