

GAHC010319312019



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

Case No. : I.A.(Civil)/99/2020

NEW INDIA ASSURANCE CO. LTD.
HAVING ITS REGISTERED OFFICE AT NEW INDIA ASSURANCE BUILDING
87, MAHATMA GANDHI ROAD, MAHATMA GANDHI ROAD, MUMBAI AND
ONE OF THE REGIONAL OFFICE AT ULUBARI, GUWAHATI.

VERSUS

ABED ALI and 5 ORS
S/O LATE HAZARAT ALI, R/O VILL. KAWRPARA, P.O. SUKAMANAH, P.S.
AND DIST. BARPETA, ASSAM.

2:ON THE DEATH OF ABDUS SALAM HIS LEGAL HEIRS AYESHA KHATUN
W/O LATE ABDUS SALAM
R/O AT VILL. ITERVITA
P.O. BARBALA
P.S. AND DIST. BARPETA
ASSAM.

3:LOKMAN ALI
S/O LATE ABDUS SALAM
R/O AT VILL. ITERVITA
P.O. BARBALA
P.S. AND DIST. BARPETA
ASSAM.

4:SHARUK ALI
S/O LATE ABDUS SALAM
R/O AT VILL. ITERVITA
P.O. BARBALA
P.S. AND DIST. BARPETA
ASSAM.

5:SAIFUL ISLAM
S/O LATE ABDUS SALAM
R/O AT VILL. ITERVITA
P.O. BARBALA
P.S. AND DIST. BARPETA
ASSAM.

6:NUR AHMED
S/O LATE ABDUS SALAM
R/O AT VILL. ITERVITA
P.O. BARBALA
P.S. AND DIST. BARPETA
ASSAM

Advocate for the Petitioner : MR. R K BHATRA, MR. A SAIKIA

Advocate for the Respondent : ,

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. SAPTARSHI DAS

ORDER

Date : 15.10.2025

Case taken up before the Lawazima Court.

None appears on behalf of the appellant.

Perused the records.

Perusal of the recent office note dated 20.09.2025 reveals that notice was issued to the respondent No. 1 by registered post with A/D as well as by usual process on 26.05.2025.

Now, in respect of the aforementioned notices issued to the respondent No. 1, it has been observed as follows:–

(i) In respect of the notice issued through registered post with A/D, it appears that neither the A/D card nor any un-served notice has been received by the concerned section till date.

*(ii) Further, as for the notice issued though usual process to the respondent No. 1, it appears that the process server's report has been received and the same has been tagged with the case record at **Flag-'O'**. Now, a perusal of the said service report reveals that the*

notice was personally received by the respondent himself.

In view of the observations made above, it may be discerned that the notice issued through usual process has been duly served upon the respondent No. 1. As such, it may be said that **service in respect of the said respondent (i.e., respondent No. 1) has been completed.**

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

Deputy Registrar (Bench)

Comparing Assistant