

GAHC010165652022



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

Case No. : WP(C)/5512/2022

JYOTI PRASAD DAS
(ASSISTANT ENGINEER , TINSUKIA MUNICIPAL BOARD)
S/O- TARUN CHANDRA DAS ,
R/O- BORDUBI NAVAPUR GAON, P.O- HOOGRIJAN,
P.S- TINSUKIA, DIST- TINSUKIA, PIN-786125, ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, DEPARTMENT OF HOUSING AND URBAN
AFFAIRS (ERSTWHILE URBAN DEVELOPMENT DEPARTMENT), ASSAM
SECRETARIAT DISPUR, GUWAHATI-06.

2:JOINT SECRETARY
TO THE GOVERNMENT OF ASSAM
DEPARTMENT OF HOUSING AND URBAN AFFAIRS
ASSAM SECRETARIAT DISPUR
GUWAHATI-06

3:THE DIRECTOR
DIRECTORATE OF MUNICIPAL ADMINISTRATION
ASSAM
GUWAHATI- 781006.

4:THE MANAGING DIRECTOR
ASSAM URBAN WATER SUPPLY AND SEWERAGE BOARD
GANESHGURI
GUWAHATI-781005

5:THE CHAIRMAN
TINSUKIA MUNICIPAL BOARD

DIST- TINSUKIA
PIN-786126
ASSAM

6:GAURAB BARMAN
ASSISTANT ENGINEER
ASSAM URBAN WATER SUPPLY AND SEWERAGE BOARD
DIBRUGARH DIVISION CUM ASSISTANT EXECUTIVE ENGINEER
TINSUKIA MUNICIPAL BOARD

DIST- TINSUKIA
PIN-786126
ASSA

Advocate for the Petitioner : MR. A R SHOME

Advocate for the Respondent : GA, ASSAM

BEFORE
DEPUTY REGISTRAR (BENCH) - MR. KAUSTUVMANI GOSWAMI

ORDER

Date : 15.12.2023

Case taken up before the Lawazima Court.

None appears on behalf of the petitioner.

Perused the records.

The office note dated 12.12.2023 reveals that notice was issued to the respondent No. 4 by registered post with A/D as well as by usual Court process on 09.10.2023 & 10.10.2023 respectively.

Now, in regard to the notice issued by registered post with A/D, it appears that neither the A/D card nor the un-served notice has been received back. However, the track consignment report available with the case record reveals that the notice has been delivered to the addressee on 16.10.2023.

Further, in regard to the notice issued by usual process, it appears that the service report has been received back. **As per the said service report, notice has been**

received by an employee of the respondent No. 4 and the said employee acknowledged the receipt of the notice by putting his/her signature along with the official seal on the return copy of the notice. As such, service is complete in respect of the respondent No. 4.

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

Deputy Registrar (Bench)

Comparing Assistant