

GAHC010090852021



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

Case No. : El.Pet./1/2021

AMINUL HAQUE LASKAR
S/O LATE ALA UDDIN LASKAR, R/O BERENGA PART-II, P.O.-BERENGA, P.S.-
SILCHAR, DIST-CACHAR, ASSAM

VERSUS

KARIM UDDIN BARBHUIYA AND 12 ORS.
S/O LATE RAHIM UDDIN BARBHUIYA, R/O DHONEHARI PART-II, P.O.-
SILDUBI, P.S.-SONAI, DIST-CACHAR, PIN-788112

2:M. SANTI KUMAR SINGHA
S/O KALEN SINGHA
R/O DHANEHARI PART-III
LAMARGRAM KHUNON
P.O.-KAZIDAHAR
P.S.-SONAI
DIST-CACHAR
ASSAM
PIN-788115

3:ANJAN KUMAR CHANDA
S/O LATE PULIN BIHARI CHANDA
R/O VILL-KABIURA UTTER KRISHNAPUR PART-I
P.O.-MEHERPUR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788015

4:ANWAR HUSSAIN LASKAR
S/O LATE TAIMUS ALI LASKAR
R/O VILL-UTTAR KRISHNAPUR PART-II

P.O.-UTTAR KRISHNAPUR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788001

5:ABDUL MATLIB LASKAR
S/O LATE REJAK ALI LASKAR
R/O UTTAR KRISHNAPUR
P.O. AND P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788006

6:ASHISH HALDAR
S/O ASHUTOSH HALDAR
R/O VILL-DORGAKONA
P.O.-ASSAM UNIVERSITY
SILCHAR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788011

7:ANAMUL HAQUE
S/O LATE MUDASSIR AHMED LASKAR
R/O VILL-DHONEBARI PART-II
P.O.-SILDUBI
P.S.-SONAI
DIST-CACHAR
ASSAM
PIN-788001

8:KARIM UDDIN BARBHUIYA
S/O LATE FOZIZUR RAHMAN BARBHUIYA
R/O VILL AND P.O.-JHANJARBALI
P.S.-SONIA
DIST-CACHAR
ASSAM
PIN-788119

9:DILIP KUMAR DAS
S/O SRI DARSHAN DAS
R/O VILL-BABUTILLA BHORAKHAI GRANT
P.O.-NIT
P.S.-SILCHAR
DIST-CACHAR
ASSAM

PIN-788010

10:MD NAZRUL ISLAM LASKAR
S/O LATE SANUHAR ALI LASKAR
R/O VILL-GANGANAGAR PART-I
P.O.-SAINT KATHERINE
P.S.-KACHUDARAM
DIST-CACHAR
ASSAM
PIN-788099

11:BIJAN PAUL
S/O LATE BADOL PAUL
R/O GHUNGHUR
NEAR SILCHAR MEDICAL COLLEGE
P.O.-GHUNGHUR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788114

12:SHUKUMAR SONAR
S/O SHRI RAM BIKASH SONAR
R/O VILL-FAKIRTILLA
BHORAKHAI GRANT
P.O.-NIT
SILCHAR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-788010

13:SAYAL AHMED BARBHUIYA
S/O LATE SAJIR UDDIN BARBHUIYA
R/O VILL- UTTAR KRISHNAPUR PART-II
P.O.-UTTAR KRISHNAPUR
P.S.-SILCHAR
DIST-CACHAR
ASSAM
PIN-78800

Advocate for the Petitioner : MR D MAZUMDER

Advocate for the Respondent : MR S BORTHAKUR

**BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA**

ORDER

Date : 04.08.2021

Heard Mr. D. Mazumdar, learned senior counsel assisted by Mr. A.R. Bhuyan, learned counsel for the petitioner. Also heard Mr. K.P. Pathak, learned senior counsel assisted by Mr. B. Choudhury, learned counsel for the respondent no.1.

Office note indicates that notice on the respondent no.7 has been returned back unserved and in respect of other respondents, neither A/D Card nor unserved notice is returned back till date.

As notices were issued by registered post on 28.06.2021, let this matter be listed before the Lawazima Court for passing appropriate orders as regards service of notice on the respondent nos.2 to 6 and 8 to 13.

The petitioner shall take steps for service of notice on the respondent no.7 by registered post with A/D. The petitioner is permitted to reuse the returned paper book lying on record. In addition, the petitioner is permitted to serve notice on respondent no.7 by way of dasti by routing the process through the Registry of this Court and upon service, an affidavit of service shall be filed prior to the next date of listing.

Seen the application served by the petitioner by e-mail under Order 17 Rule 1 CPC, praying for 4 (four) weeks time make appropriate response. It is projected that the budget session of the 15th Assam Legislative Assembly is commenced on 12.07.2021 and would continue up to 02.08.2021.

Although the prayer is vehemently objected by the learned senior counsel

for the petitioner, having regard to the fact that notice on respondent no.1 was served on 10.07.2021, taking note of the reason assigned, the Court is inclined grant the prayer for time made by the respondent no.1.

List on 24.08.2021, awaiting service report and filing of written statement by the respondent no.1.

JUDGE

Comparing Assistant