

GAHC010273102023



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

Case No. : I.A.(Civil)/3624/2023

ANJANA SAVAPANDIT
W/O SRI MADAN GUPTA, C/O SMTI RUNUMI SAVAPANDIT, NAZIR ALI,
JORHAT, P.O. AND DIST-JORHAT, ASSAM

VERSUS

THE UNION OF INDIA AND 6 ORS
REPRESENTED THROUGH THE SECRETARY, MINISTRY OF HUMAN
RESOURCE DEVELOPMENT, DEPARTMENT OF HIGHER EDUCATION,
WEST BLOCK VII, RAMAKRISHNA PURAM, NEW DELHI-110066

2:THE DIRECTOR
CENTRAL HINDI DIRECTORATE
WEST BLOCK VII
RAMAKRISHNA PURAM
NEW DELHI-110066

3:PRADHAN MANTRI RASHTRABHASHA PRACHAR SAMITY
WARDHA
MAHARASHTRA (PIN-442003)

4:PURBANCHAL MANTRI RASHTRABHASHA PRACHAR SAMITY
WARDHA
MAHARASHTRA (PIN-442003)

5:THE STATE OF ASSAM
REPRESENTED HEREIN THROUGH THE COMMISSIONER AND
SECRETARY TO THE GOVERNMENT OF ASSAM
HIGHER EDUCATION DEPARTMENT
SACHIVALYA
DISPUR
GUWAHATI-781006

6:THE DEPUTY COMMISSIONER

JORHAT DISTRICT
JORHAT

7:SURYABANSHI AWADH KISHORE CHOUDHURY
S/O LATE AWADH KISHORE CHOUDHURY
R/O VILL AND P.O.-GHARWARA
PIN-843315
DIST-SITAMARHI
BIHAR
P/R/A C/O RASHTRABHASHA PRACHAR SAMITY
HINDI NAGAR
WARDHA 442003
MAHARASHTR

Advocate for the Petitioner : MR. J M GOGOI

Advocate for the Respondent : SC, C.G.C.

Linked Case : **WP(C)/1961/2022**

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WARDHA 442003
MAHARASHTRA

Advocate for : MR. P C GOSWAMI
Advocate for : ASSTT.S.G.I. appearing for THE UNION OF INDIA AND 6 ORS

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 22-01-2024

Heard Mr. B.D. Goswami, learned counsel for the applicant-writ petitioner; Mr. P.H. Konwar, learned counsel for the opposite party nos. 3 & 4; and Mr. N. Goswami, learned Junior Government Advocate, Assam for the opposite party no. 6. None has appeared for the opposite party nos. 1, 2 & 5 on call.

2. The applicant, who is the writ petitioner in the connected writ petition, W.P.[C] no. 1961/2022 has preferred the instant interlocutory application in view of the order dated

28.03.2023 passed by the Lawazima Court in the said writ petition.

3. In the order dated 28.03.2023, the Lawazima Court had observed that in so far as the notice sent to the opposite party no. 7 herein, that is, the respondent no. 7 in the connected writ petition is concerned, the said notice had returned unserved with a new address written on the envelope of the returned unserved notice to the following effect :-

“Suryabanshi Choudhury,
Hindi Bhawan,
Nehru Park, Jorhat [Assam]
785001.”

4. In the instant interlocutory application, the petitioner has averred that apart from the afore-mentioned address, two new addresses of the opposite party no. 7 herein, that is, the respondent no. 7 in the connected writ petition are found as under :-

- “1. Sri Suryavanshi Chowdhury
Son of Sushit Chowdhury
C/o Smti Minoti Sharma [Central Hindi Directorate, Guwahati],
Das Enterprise, Jaya Nagar, Khanapara,
Guwahati-781022, Kamrup [M], Assam
2. Sri Suryavanshi Chowdhury
Son of late Award Kishore Chowdhury,
R/o Village and P.O. Gharwara, Pin – 843315,
District – Sitamari, Bihar.”

5. The instant interlocutory application has been preferred by the applicant-writ petitioner with a prayer to permit the applicant-writ petitioner to take steps for service of notice upon the said opposite party no. 7 herein, that is, the respondent no. 7 in the connected writ petition in the afore-mentioned three addresses by registered post with A/D.

6. The prayer made in this interlocutory application is allowed.

7. The petitioner shall take steps for service of notice upon the opposite party no. 7 herein, that is, the respondent no. 7 in the connected writ petition by registered post with A/D within 3 [three] working days from today in the afore-mentioned three addresses.

8. The interlocutory application stands accordingly disposed of.

9. The office to record the service status of the notice sent to the opposite party no. 7 herein, that is, the respondent no. 7 in the writ petition, W.P.[C] no. 1961/2022 in the note sheets of the records of the connected writ petition, W.P.[C] no. 1961/2022.

JUDGE

Comparing Assistant