

GAHC010011082026



undefined

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

Case No. : WP(C)/1316/2026

MD MOMTAZ ALI
S/O- LATE MAHABAT ALI, R/O- VILLAGE- BHELOWATER, P.S.
RANGAPARA, P.O. BARJULI, DISTRICT- SONITPUR, ASSAM

VERSUS

THE UNION OF INDIA AND 5 ORS
REPRESENTED BY THE SECRETARY, MINISTRY OF HOME AFFAIRS, NEW
DELHI-01.

2:THE STATE OF ASSAM
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF ASSAM
HOME DEPARTMENT
DISPUR
GUWAHATI-06

3:THE ELECTION COMMISSIONER OF INDIA
THROUGH ITS SECRETARY
NIRBACHAN BHAWAN
NEW DELHI-1

4:THE STATE CO-ORDINATOR
NATIONAL REGISTER OF CITIZENS (NRC)
ASSAM
BHANGAGARH
GUWAHATI-5

5:THE DISTRICT COMMISSIONER
SONITPUR
TEZPUR
ASSAM

6:THE SUPERINTENDENT OF POLICE (B)
SONITPUR
TEZPUR
ASSA

Advocate for the Petitioner : MR. R ALI, MR. MUSTAFA HUSSAIN,N PERVIN,U S HASSAN

Advocate for the Respondent : DY.S.G.I., GA, ASSAM,SC, NRC,SC, F.T,SC, ECI

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 20-05-2026
(S.K Medhi, J)

Heard Shri. R. Ali, learned counsel for the petitioner.

The petitioner is aggrieved by an Opinion dated 06/08/2022 passed by the learned Member, Foreigners Tribunal No. 7th Tezpur, Chariduar, at Balipara in Case No. F.T (IMDT) 416/2016 (Ref. No. TZP(B)/2004/5969), whereby the petitioner has been declared to be a foreigner/illegal migrant amongst other.

- 2.** It is contended that by an earlier Opinion dated 24/06/2016, the petitioner was declared an Indian citizen.
- 4.** Let **notice** be issued, returnable on **22.06.2026**.
- 5.** Shri. A.K. Dutta, learned CGC accepts notice on behalf of the respondent no.1; Ms. V. Verma, learned Standing Counsel, NRC and Home Department accepts notice on behalf of the respondent nos. 2, 4 & 6; Ms. S. Katakey, learned Standing Counsel, ECI accepts notice on behalf of respondent no. 3 and Mr. P. Sarma, learned State counsel accepts notice on behalf of the respondent No.5.

6. Extra copies of the writ petition be served upon the learned counsel for the respondents by tomorrow.

7. Call for the records of both the cases namely; (i) Case No. F.T (IMDT) 416/2016 (Ref. No. TZP(B)/2004/5969), (ii) F.T Case No. 04/16 (S.P(B) Memo No. 2580 dated 04.09.2007, Case No. 384/07). Registry to take steps for requisitioning the same.

8. List it accordingly.

JUDGE

JUDGE

Comparing Assistant