

GAHC010019292019



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

Case No. : WP(C) 1486/2019

1:SABIYA BEGUM
W/O- MONAFAT @ Malfat Ali, D/O- LATE SHAIZDDIN, VILL. AGDIA
PATHER, P.S. SARTHEBARI, DIST. BARPETA (ASSAM). PIN- 781316.

VERSUS

1:THE UNION OF INDIA AND 6 ORS.
REP. BY THE SECRETARY TO THE GOVT. OF INDIA, DEPTT. OF HOME, NEW
DELHI-1.

2:THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
DEPTT. OF HOME
DISPUR
GUWAHATI-6.

3:THE DEPUTY COMMISSIONER
BARPETA
PIN- 781301.

4:THE SUPERINTENDENT OF POLICE (BORDER)
BARPETA
PIN- 781301.

5:THE ELECTION COMMISSION
GOVT. OF INDIA
NEW DELHI-1.

6:THE STATE CO-ORDINATOR OF NATIONAL REGISTRATION (NRC)
ASSAM
GUWAHATI-32.

7:THE FOREIGNERS TRIBUNAL NO. 3
BARPETA

REP. BY THE STANDING COUNSEL OF THE TRIBUNAL
PIN- 781301

Advocate for the Petitioner : MR. A ROSHID

Advocate for the Respondent : ASSTT.S.G.I.

BEFORE
HONOURABLE MR. JUSTICE ACHINTYA MALLA BUJOR BARUA
HONOURABLE MR. JUSTICE AJIT BORTHAKUR

ORDER

Date : 11-03-2019

(A.M. Bujor Barua, J)

Heard Mr. A. Roshid, learned counsel for the petitioner. Also heard Mr. A.I. Ali, learned counsel for the Election Commission of India, Mr. J. Payeng, learned counsel for the State of Assam appearing for the Foreigners' Tribunal and Border Areas as well as Ms. G. Sarma, learned counsel for the authorities under the Union of India.

Issue notice to the respondent except to the respondent No.6, returnable in 6(six) weeks.

Extra copy to the learned counsel within three days.

Call for the records of F.T. Case No.805(iii)/2013 from the Foreigners Tribunal No.3, Barpeta.

In the meantime, the petitioner shall not be deported.

The petitioner may produce any evidence either to indicate that Sahera Khatun wife of Shaiz Uddin of village-Hahchara is the same person as that of Sahera Khatun wife of Shaiz Uddin whose name appears in the voters list of 1965.

JUDGE

JUDGE

Comparing Assistant