

GAHC010019452026



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

Case No. : WP(C)/706/2026

SRI ABHIJIT DAS
S/O LATE MONORANJAN DAS
R/O ATHGAON PUKHURIPAR,
S.C ROAD, BYLANE, GUWAHATI.
PRESENTLY SERVING AS MEMBER, FOREIGNERS TRIBUNAL
NO.7,BARPETA

2: SRI HEMANTA MAHANTA
S/O LT. TEZEN MAHANTA
R/O VILAGE DOOLAHAT
LALUK

LAKHIMPUR
PIN 787023 PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.1
DHEMAJI

3: SRI PRANAB KR. BARUAH
S/O LT. HEMA PRASAD BARUAH
R/O ARB ROAD
WARD NO.5
SOUTH HAIBARGAON
P.O HAIBARGAON
NAGAON
PIN 782002
ASSAM.
PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.5
MORIGAON

4: SRI DHARMESWAR SAIKIA
S/O LATE PURNAKANTA SAIKIA
3.DHEKIAJULI PROFESSOR COLONEY P/S DHEKIAJULI
DIST.SONITPUR ASSAM

PIN-784110
PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL
UDALGURI
BTR
ASSAM

5: SRI MAHENDRA BARAH
S/O LATE KHARGESWAR BARAH
R/O VILLAGE BASANTIPUR BYE LANE NO.1
P.O AND P.S TEZPUR
DISTRICT SONITPUR
PIN 784001. PRESENTLY SERVING MEMBER
FOREIGNERS TRIBUNAL NO.5
DHING
NAGAON

6: MS. BIJOYA BAIRAGI
W/O SUPRAKASH TALUKDAR
R/O HOUSE NO 38.M.A ROAD
REHABARI.GUWAHATI.
PIN 781008
ASSAM
PRESENTLY SERVING MEMBER
FOREIGNERS TRIBUNAL NO.9
BARPETA

7: SRI SUBROTO SHOME
) S/O LATE SAROJ KUMAR SHOME
R/O P.N. ROAD. KHEMANI MILL. DIBRUGARH. ASSAM.786001.
PRESENTLY SERVING AS (MEMBER
FOREIGNERS TRIBUNAL
TINSUKIA)
I/C MEMBER FT NO.1
DIBRUGARH

8: SRI ISWAR PRASAD BORTHAKUR
S/O LATE BIPIN CHANDRA BORTHAKUR
R/O BARADA PHUKAN ROAD
P.O JORHAT
DISTRICT JORHAT
ASSAM
PIN- 785001
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL JORHAT

9: SRI ALIN SARMA

S/O LT. NAGEN SARMA TAMULY
R/O 101 E BLOCK
ROODRAKSH KUNDAN APARTMENT
SATGAON ROAD
GUWAHATI- 781171.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.7
SONITPUR

10: MS. ANURUPA DEY
D/O LATESOMNATHDEY
R/O H/NO.3
NEAR SILPUKHURI BAZAR
SILPUKHURI
GUWAHATI.
MEMBER
FOREIGNERS TRIBUNAL NO.1

BARPETA

11: SRI BINOD KR. BASUMATARY
S/O LT NABIN BASUMATARY
R/O AMGURI
BIJNITOWN
W/NO3
P.O BIJNI
DISTRICT CHIRANG

ASSAM
PIN-783390.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.11
BARPETA

12: MS. JILY MAHANTA
W/O NAYAN MONI DAS.
R/O MURHATETELI
TEZPUR
DISTRICT SONITPUR ASSAM.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO. 2
NAGAON

13: SRI RANJAN KR. BHARALI
S/O LATE SUNIL KUMAR BHARALI

R/O H/NO.13
SUB LANE NO.4
BYE LANE NO.8
LACHIT NAGAR
GUWAHATI
ASSAM
PIN 781007.
PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.2
KAMRUP
AND I/C MEMBER
FOREIGNERS TRIBUNAL NO.1
KAMRUP (M

14: SRI DEEPAK BORA
S/O LT. KSHUDRA BORA
R/O PANORAMA APARTMENT
FLAT NO. 002 (B)
1ST FLOOR
BELOW CHANDMARI FLYOVER
NEAR JB LAW COLLEGE
RGB ROAD

CHANDMARI
GUWAHATI
KAMRUP (M).
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.5
MANGALDAI.

15: SRI SONIT SAIKIA
S/O LT. KHETRADHAR SAIKIA
R/O PRAKRITIK NIBAAS
KARNACHAL PATH
SILPUKHURI
P.S CHANDMARI

P.O SILPUKHURI
GUWAHATI.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.3
DARRANG
MANGALDAI

16: SRI NIBEDITA TAMULY NATH
W/O SRI PRADIP KUMAR NATH

R/O HOLY GOGOI PATH
NEAR SARUSAJAI STADIUM
GATE NO.3
P.O SAUKUCHI
P.S BASISTHA
GUWAHATI.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.1
KAMRUP (R)
ULUBARI
GUWAHATI

17: SRI DHIMAN TALUKDAR
S/O LT. BHABENDRA NATH TALUKDAR.
R/O RUPALI PATH
BY LANE-2
H/NO-5
R.G.B.ROAD
P.O.-ZOO ROAD
P.S.-GEETANAGAR GHY-781024.DIST-KAMRUP(M)
ASSAM.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.5

KAMRUP (R)
RANGIA

18: SRI SANTANU RANJAN RAJBONGSHI
S/O LATE RATNA RAJBONGSHI

R/O VILLAGE- DEKASUNDAR

P.O.- JAMUGURIHAT

DISTRICT SONITPUR
ASSAM
784180.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.6
SOOTIA
DIST BISWANATH

19: SRI RAMA KANTA KHAKHALARY
S/O LT. BIPIN CHANDRA KHAKHALARY

R/O BALADMARI AGIA ROAD
WARD NO

GOALPARA TOWN
P.O AND DISTRICT GOALPARA
ASSAM.PIN -783101.
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.3
OLD CJM COURT CAMPUS
GOALPARA

20: SRI NARAYAN KR. NATH
S/O LT. BIRENDRA KR. NATH
R/O TILAPARA
WARD NO.8

P.O GOALPARA
DISTRICT GOALPARA
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.5
KACHARI GHAT
GOALPARA

21: SRI DIPENJYOTI DUTTA
S/O LT. NANDESWAR DUTTA
R/O DUTTA RESIDENCE
H/NO. 15
PUBSARANIA HILL SIDE ROAD
P. O. SILPUKHURI
P. S. CHANDMARI
GUWAHATI
ASSAM
PIN NO. 781003
PRESENTLY SERVING AS MEMBER

FOREIGNERS TRIBUNAL NO.1
MANGALDAI

22: SRI GOPAL KARMAKAR
S/O LT. M.M KARMAKAR

R/O BISHU NAGAR (NO.2 COLENY)
P.O GOALPARA
DISTRICT GOALPARA
ASSAM PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.2

ABHAYAPURI
BONGAIGAON

23: SRI AJAY KUMAR PHUKAN
S/O LATE SURESH CHANDRA PHUKAN
R/O HOUSE NO-13
NEELAM PATH
HATIGARH CHARIALI
ZOO NARENGI ROAD
P.S-GITANAGAR
GUWAHATI-781024
PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.4

KAMRUP (M).

24: SRI GAUTAM SOREN
S/O LT. BIJU SOREN
R/O ASHIS RESIDENCY
H/NO.14
NARIKALBARI 1ST BYE LANE
GUWAHATI 781024
PRESENTLY SERVING AS MEMBER
FOREIGNERS TRIBUNAL NO.3
MORIGAO

VERSUS

THE UNION OF INDIA AND ORS
REPRESENTED BY SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF HOME AFFAIRS, NORTH BLOCK, NEW DELHI

2:STATE OF ASSAM
REPRESENTED BY SECRETARY TO THE GOVERNMENT OF ASSAM
POLITICAL (B) DEPARTMENT
DISPUR
GUWAHATI
PIN 78100

Advocate for the Petitioner : MRS P HAZARIKA, MR. B CHAKRABORTY

Advocate for the Respondent : DY.S.G.I., GA, ASSAM

**BEFORE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

11.02.2026

Heard Mr. B. Chakraborty, learned counsel for the petitioner.

The writ petition is filed by serving members of Foreigners Tribunal who were appointed from the Bar.

The long standing grievance of the learned counsel for the petitioner is that their appointments were made on a fixed pay and they have been rendering their services diligently since the date of their appointment and the members who were earlier serving as the members of the district judiciary, however are continuing to get their pay as per the scale which was made available to them during their services.

The learned counsel for the petitioner submits that this issue was raised before the Monitoring Bench of the Hon'ble Gauhati High Court. However, by order dated 02.09.2025 passed in WP(C) No. 1754/2015. The Monitoring Bench is monitoring the issues relating to infrastructure and functioning of the Foreigners Tribunal set up under the Foreigners (Tribunal) Orders, 1964.

However, in so far as the prayer for remuneration raised by the petitioner was concerned, the infrastructure bench ordered as under:-

“6. Prayer for remuneration etc.

a. Seen the letter dated 30.08.2025, by various employees Foreigners Tribunals, addressed to the Registrar (Judicial) of this Court, regarding their remuneration. In the considered opinion of the Court, the issue of remuneration may not strictly within the scope and ambit of “infrastructure”. Therefore, in view of the order dated 30.08.2023, the concerned employees would be at liberty to raise the issue

independently in a appropriate manner as they may be so advised."

Under such circumstances, the present writ petition has been filed.

Let notice issue returnable within a period of four week.

Mr. R. K. Dev. Choudhury, learned Dy.S.G.I. appears for Respondent No 1,
Ms. S. Baruah, learned State Counsel appears for Respondent 2.

Since their respondents are represented, notices are waived.

Extra copies be furnished within a period of one week from today.

Matter be listed after a returnable dated on 13.03.2026.

JUDGE

Comparing Assistant