

GAHC010033712026



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

Case No. : I.A.(Civil)/553/2026

KADER ALI @ MD. KADER ALI
S/O- LATE IMTAZ ALI @ INTAZ ALI
PERMANENT RESIDENT OF- VILLAGE- DIGHIR PATHAR
P.O AND P.S- BAGHBAR
MOUZA- MANDIA
DISTRICT- BARPETA
PRESENTLY RESIDING AT DHULAPADUM
P.S- RANGAPARA NOW (CHARIDUAR)
DIST.- SONITPUR
ASSAM.

VERSUS

THE UNION OF INDIA AND ORS
REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA
MINISTRY OF HOME AFFAIRS
NEW DELHI
110001

2:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM
HOME DEPARTMENT
DISPUR
GUWAHATI-781006.

3:THE ELECTION COMMISSION OF INDIA
NEW DELHI.

4:THE STATE COORDINATOR
NRC ASSAM

ACHYUT PLAZA
BHANGAGARH
GUWAHATI-781005.

5:THE DISTRICT COMMISSIONER
SONITPUR
ASSAM- 784001

6:THE SUPERINTENDENT OF POLICE (B)
SONITPUR
ASSAM-784001

7:THE O/C
RANGAPARA POLICE STATION
SONITPUR
ASSAM

Advocate for : MR S ISLAM
Advocate for : appearing for THE UNION OF INDIA AND ORS

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

23.02.2026

(K.R. Surana, J)

Heard Mr. S. Islam, learned counsel for the applicant. Also heard Ms. B. Sarma, learned CGC; Mr. A.I. Ali, learned standing counsel for the ECI; Mr. G. Sharma, learned standing counsel for the FT matters and NRC; and Mr. P. Sarmah, learned Additional Sr. Govt. Advocate for respondents.

2. By filing this interlocutory application, the applicant, who has filed the connected WP(C) 998/2026, has prayed for a stay of the operation of the impugned notice dated 03.12.2025 issued by the learned Member, Foreigners Tribunal No. 7th, Tezpur, Balipara, in F.T Case No. DC. 1716/16, arising out of SP (Border's Reference No. TZP(B) 95/947), requiring the applicant's presence

before the Tribunal.

3. It is also noticed that in the connected WP(C) 998/2026, the proceedings of F.T Case No. DC. 1716/16 is not under challenge. Thus, the prayer made in the interlocutory application is not in aid to the reliefs sought in the connected writ petition.

4. The Court is not inclined to entertain this interlocutory application, which is in respect of and/or connected with the challenge to the proceedings made in the connected writ petition.

5. However, it is made clear that this order shall not prejudice the applicant while assailing the proceedings of F.T Case No. DC. 1716/16 in an appropriate manner, as the applicant may be so advised.

6. This interlocutory application stands closed and disposed of.

JUDGE

JUDGE

Comparing Assistant