

GAHC010050672019



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

Case No. : WP(C) 1648/2019

1:NUR ISLAM SIKDAR @ NUR ISLAM
S/O ANOWAR HUSSAIN @ ANOWAR SIKDAR, VILL- MAJORCHAR, P.S.
TARABARI, DIST.- BARPETA, ASSAM, PIN- 781302

VERSUS

1:THE UNION OF INDIA AND 5 ORS.
REP. BY THE SECRETARY TO THE GOVT. OF INDIA, MINISTRY OF HOME
AFFAIRS, SHASTRI BHAWAN, TILOK MARG, NEW DELHI- 1

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

3:THE DEPUTY COMMISSIONER
BARPETA
BARPETA
ASSAM

4:THE SUPERINTENDENT OF POLICE (B)
BARPETA
ASSAM PIN- 781301

5:THE ELECTION COMMISSION OF INDIA
NEW DELHI - 1

6:THE STATE CO- ORDINATOR
NRC
ASSAM
BHANGAGARH
GUWAHATI-

Advocate for the Petitioner : MR. A R SIKDAR

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

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

ORDER

Date : 15-03-2019

AM Bujor Barua, J

Heard Mr. AR Sikdar, learned counsel for the petitioner. Also heard Mr. AI Ali, learned counsel for the Election Commission of India and Mr. A Kalita, 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 respondents, except the respondent No.6, returnable by six weeks.

Extra copies of the writ petition be served on the learned counsel for the respondents as indicated hereinabove within 3(three) days.

Call for the records of Case No.F.T.No.09/2017 from the Foreigners Tribunal No.7th, Barpeta.

In the meantime, the petitioner shall not be detained nor be deported.

The petitioner shall submit a surety bond before the Superintendent of Police (Border), Barpeta from two prominent persons from his village or from a Government Official ensuring continuous presence of the petitioner as and when required by the authorities to the satisfaction of the Superintendent of Police (Border), Barpeta, who shall verify the authenticity and acceptability of the sureties.

List after six weeks.

JUDGE

JUDGE

Comparing Assistant