

GAHC010051072019



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

Case No. : WP(C) 1682/2019

1:ABDUL KALAM @ ABU KALAM
S/O. LT. ATOWAR RAHMAN @ ATOWAR ALI, VILL. THAILAPARA, P.O.
ROWKHOWA, P.S. CHUNARI, DIST. GOALPARA, ASSAM-783129.

VERSUS

1:THE UNION OF INDIA AND 6 ORS.
REP. BY THE SECRETARY OF THE MINISTRY OF HOME AFFAIRS, NEW
DELHI-01.

2:THE ELECTION COMMISSION OF INDIA
REP. BY THE CHIEF ELECTION COMMISSIONER
NEW DELHI-01.

3:THE STATE OF ASSAM
REP. BY THE PRINCIPAL SECY. TO THE GOVT. OF ASSAM
HOME AND POLITICAL DEPTT.
DISPUR
GUWAHATI-06.

4:THE DY. COMMISSIONER
GOALPARA
DIST. GOALPARA
ASSAM-783331.

5:THE SUPDT. OF POLICE (B)
GOALPARA
DIST. GOALPARA
ASSAM-783331.

6:THE ELECTION OFFICER
GOALPARA
DIST. GOALPARA
ASSAM-783331.

7:THE STATE CO-ORDINATOR
NATIONAL REGISTER OF CITIZENS
BHANGAGARH
GHY.-05

Advocate for the Petitioner : MR. A F N U MOLLAH

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

BEFORE
HONOURABLE MR. JUSTICE MANOJIT BHUYAN
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

O R D E R

06.01.2020

(Manojit Bhuyan, J)

Heard Mr. H.R. Ahmed, learned counsel for the petitioner as well as Ms. G. Hazarika, learned counsel representing respondent no.1. Also heard Ms. B. Das, learned counsel represents respondent no.2; Mr. J. Payeng, learned counsel represents respondent nos.3, 4, 5 and 6 and Ms. A. Verma, learned counsel appears for respondent no.7.

Issue Notice, returnable by 4 (four) weeks.

No fresh steps are required to be taken.

Office to requisition the case records in respect of F.T. Case No. 834/2018 from the office of the Foreigners' Tribunal 8th, Goalpara.

A copy of this order requisitioning the case records and the Forwarding Letter by which the case records are sent to this Court be made part of the record file of the Tribunal.

As an interim measure, the petitioner Md. Abu Kalam shall not be taken into custody and deported from the territory of India, subject to the condition that he shall appear before the Superintendent of Police (Border), Goalpara, within 15 (fifteen) days from today and furnish a bail bond of Rs. 5,000/- with one local surety of the like amount to the satisfaction of the said authority. A direction is also made to the Superintendent of Police (Border), Goalpara that as and when the

petitioner appears within the period indicated above, the biometrics of the iris of both eyes, the fingerprints of both hands and photograph of the petitioner shall be obtained, whereafter he shall be allowed to remain on bail.

List for Admission after the returnable date.

This order be brought to the notice of the Registrar (Judicial)

JUDGE

JUDGE

Comparing Assistant