

GAHC010063832019



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

Case No. : WP(C) 2003/2019

1: BILAT ALI MIYA @ BILAT ALI AND ANR.
S/O- LATE ABDUL GANI, VILL- KUKARPAR, P.S- SARTHEBARI, DIST-
BARPETA, ASSAM

2: CHALEHA KHATUN
W/O- BILAT ALI
VILL- KUKARPAR
P.S- SARTHEBARI
DIST- BARPETA
ASSA

VERSUS

1: THE UNION OF INDIA AND 5 ORS
REP BY THE SECRETARY TO THE GOVT OF INDIA, MIN OF HOME AFFAIRS,
SHASTRI BHAWAN, TILAK MARG, NEW DELHI- 110001

2: THE ELECTION COMMISSION OF INDIA
NIRVACHAN SADAN
ASHOKA ROAD
NEW DELHI- 110001

3: THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT OF ASSAM
HOME DEPTT
DISPUR
GUWAHATI- 06

4: THE STATE COORDINATOR
NRC
G S ROAD
BHANGAGARH
GUWAHATI- 05

5:THE MEMBER
FOREIGNERS TRIBUNAL NO.3
BARPETA
GUWAHATI
ASSAM

6:THE SUPERINTENDENT OF POLICE (B)
BARPETA
GUWAHATI
ASSA

Advocate for the Petitioner : MR S HOQUE

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

BEFORE
HONOURABLE MR. JUSTICE MANOJIT BHUYAN
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 29-03-2019
(Manojit Bhuyan,J)

Heard Mr. S. Haque, learned counsel representing the petitioner as well as Mr. A. Ali, learned counsel representing respondent No. 2. Mr. A. Kalita, learned counsel represents respondent nos. 3, 5, and 6 whereas Ms. U. Das, learned counsel appears for respondent no.4.

Petitioner to serve copy of the writ petition on the Standing Counsel representing the respondent no.1.

List for Motion again on 24-04-2019, as we propose to examine the case records at the first instance.

Office to requisition the case records in respect of F.T. Case No. 754 (III) of 2013 and F.T. Case No. 801 (III) of 2013 from the Office of the Foreigners' Tribunal-III, Barpeta, Assam.

As an interim measure, the petitioners shall not be taken into custody and

deported from India, subject to the condition that they shall appear before the Superintendent of Police (Border), Barpeta within 15 (fifteen) days from today and furnish a bail bond of Rs.5,000/- each with one local surety each of the like amount to the satisfaction of the said authority, whereafter they shall be allowed to remain on bail.

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

JUDGE

JUDGE

Comparing Assistant