

GAHC010100952019



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

Case No. : WP(C) 3169/2019

1:TAIJAN NESSA
D/O- LATE TOWAJ ALI, W/O- JAYNAL ABDIN, VILL- PURBALOWASHUR,
P.O.- MAZGAON, P.S. AND DIST- BARPETA, ASSAM. PIN- 781313.

VERSUS

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

2:THE STATE OF ASSAM
THROUGH THE COMMISSIONER AND SECRETARY TO THE GOVT. OF
ASSAM
DEPARTMENT OF HOME
DISPUR
GUWAHATI-6.

3:THE ELECTION COMMISSIONER OF INDIA
THROUGH ITS SECRETARY
NIRBACHAN BHAWAN
NEW DELHI-1.

4:THE STATE CO-ORDINATOR
NATIONAL REGISTER OF CITIZENS (NRC)
ASSAM
BHANGAGARH
GUWAHATI-5.

5:THE DEPUTY COMMISSIONER OF BARPETA
DIST.- BARPETA
ASSAM
PIN- 781301.

6:THE SUPERINTENDENT OF POLICE (B)
BARPETA
DIST.- BARPETA
ASSAM
PIN- 781301

Advocate for the Petitioner : MR. R ALI

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

BEFORE
HONOURABLE MR. JUSTICE MANOJIT BHUYAN
HONOURABLE MR. JUSTICE PRASANTA KUMAR DEKA

O R D E R

03.06.2019

(Manojit Bhuyan, J)

Heard Mr. R. Ali, learned counsel for the petitioner as well as Mr. J. Payeng, learned counsel representing respondent nos.2, 5 and 6. Ms. B. Das, learned counsel represents respondent no.3 whereas Ms. U. Das, learned counsel appears for respondent no.4. None to represent respondent no.1.

List for Motion again on 26.07.2019, 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.347/2016 from the office of the Foreigners' Tribunal No.1st, Barpeta.

As an interim measure, the petitioner Taijan Nessa shall not be taken into custody and deported from the territory of India, subject to the condition that she shall appear before the Superintendent of Police (Border), Barpeta, 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), Barpeta 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 she shall be allowed to remain on bail.

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

JUDGE

JUDGE

Comparing Assistant