

GAHC010104652026



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

**Case No. : WP(C)/2812/2026**

MD RAHIM ALI ALIAS RAHAM ALI ALIAS RAHIM UDDIN  
S/O- LT. MOKSED ALI, R/O. VILL- BARBALA, P.S. - HOWLY, DIST.-  
BARPETA, ASSAM.

VERSUS

THE UNION OF INDIA  
, REPRESENTED BY THE SECRETARY TO THE GOVT. OF INDIA, HOME  
DEPARTMENT, NEW DELHI-01

2:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.  
OF ASSAM  
HOME DEPARTMENT  
DISPUR  
GUWAHATI- 06.

3:THE ELECTION COMMISSION OF INDIA  
NIRVACHAN SADAN  
ASHOK ROAD  
NEW DELHI  
PIN-110001.

4:THE STATE COORDINATOR  
NATIONAL REGISTRATION OF CITIZEN  
ASSAM  
BHANGAGARH  
GUWAHATI-05.

5:THE DISTRICT COMMISSIONER  
BAJALI  
ASSAM  
PIN - 781325. THE SUPERINTENDENT OF POLICE B  
BAJALI

ASSAM. PIN-781325.

6:THE OFFICER IN CHARGE  
HOWLY POLICE STATION  
DISTRICT- BARPETA  
ASSAM  
PIN-78131

**Advocate for the Petitioner** : MR. M I HUSSAIN, R KHA,MS. P AHMED,MR S M ABDULLAH P,MR. S RAHMAN

**Advocate for the Respondent** : DY.S.G.I., GA, ASSAM,SC, NRC,SC, ECI,SC, F.T

**BEFORE**  
**HONOURABLE MR. JUSTICE MANISH CHOUDHURY**  
**HONOURABLE MR. JUSTICE PRANJAL DAS**

**ORDER**

**Date : 01.06.2026**

*[Manish Choudhury, J.]*

Heard Mr. M.I. Hussain, learned counsel for the petitioner; Ms. B. Sarma, learned Central Government Counsel [CGC] for the respondent no. 1; Ms. A. Verma, learned Standing Counsel, FT, Home & Political Department for the respondent nos. 2, 6 & 7; Ms. S. Katakey, learned Standing Counsel, ECI for the respondent no. 3; Mr. G. Sarmah, learned Standing Counsel, NRC for the respondent no. 4; and Ms. R.B. Bora, learned Government Advocate, Assam for the respondent no. 5.

2. In this writ petition, assail is made to an Order/Opinion of the Foreigners' Tribunal, Bajali, Assam in F.T. Case no. 1293/2017 [IM(D)T Case no. 744/2004]. By the impugned Order/Opinion, the learned Tribunal has held that the petitioner-proceedee to be a foreigner of post 25.03.1971 stream under Section 2[a] of the Foreigners Act, 1946, who had illegally entered into the territory of India [Assam] from the specified territory after 25.03.1971 without any valid document.

3. The matter would required consideration.

4. Let TCR be called for.
5. Issue notice, returnable on 20.07.2026.
6. As all the respondents are represented, issuance of formal notice in respect of the respondents stand dispensed with. The learned counsel for the petitioner shall serve requisite nos. of extra copies to the learned counsel for the respondents within 2 [two] working days from today.
7. Heard on the prayer of interim relief.
8. Having regard to the facts and circumstances of the case, we direct the petitioner to appear before the Superintendent of Police [B], Bajali, within 10 [ten] days from today. On such appearance, the petitioner may be released on furnishing a bond of Rs. 5000/- [Rupees five thousand] with one surety to the satisfaction of the Superintendent of Police [B], Bajali. The Superintendent of Police [B], Bajali may also take steps for capturing the finger prints and biometrix of iris of the petitioner's eye balls, if so advised.

**JUDGE**

**JUDGE**

**Comparing Assistant**