

GAHC010104902019



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

**Case No. : WP(C) 3126/2019**

1:TAPAN NAG  
S/O- LT. SURESH CH. NAG, R/O- VILL- DAGAON, P.O. AND P.S.  
THELAMARA, DIST.- SONITPUR, ASSAM.

VERSUS

1:THE UNION OF INDIA AND 7 ORS.  
REPRESENTED BY THE SECRETARY, HOME AFFAIRS, NEW DELHI, DELHI-01.

2:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM  
HOME DEPARTMENT  
DISPUR  
GUWAHATI-6.

3:THE ELECTION COMMISSION OF INDIA  
NEW DELHI-01.

4:THE SPECIAL COUNSEL OF NRC  
GOVT. OF ASSAM.

5:THE SPECIAL COUNSEL OF FOREIGNERS TRIBUNAL  
GOVT. OF ASSAM.

6:THE SUPERINTENDENT OF POLICE  
BORDER  
SONITPUR  
ASSAM. PIN- 784001.

7:OFFICER-IN-CHARGE  
THELAMARA POLICE STATION  
SONITPUR

ASSAM  
PIN- 784001.

8:THE DEPUTY COMMISSIONER  
DISTRICT- SONITPUR  
ASSAM. PIN- 784001

**Advocate for the Petitioner** : MR. R C DAS

**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**

27.05.2019

**(Manojit Bhuyan, J)**

Heard Mr. S.C. Das, learned counsel for the petitioner as well as Mr. J. Payeng, learned counsel represents respondent nos.2, 5, 6, 7 and 8. Ms. U. Das, learned counsel represents respondent nos.4. None to represent respondent nos.1 and 3.

List for Motion again on 19.07.2019, as we propose to examine the case records at the first instance.

Office to requisition the case records in respect of F.T.(8) Case No.3639/2018 from the office of the Foreigners' Tribunal No.8, Tezpur.

As an interim measure, the petitioner Tapan Nag 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), Sonitpur, 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), Sonitpur 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.

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

**JUDGE**

**JUDGE**

**Comparing Assistant**