

GAHC010109892019



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

Case No. : WP(C) 3283/2019

1:ASHAQUE ALI
S.O- PANDIT ALI, R/O- VILL- BALARTARI, P.S- TARABARI, DIST- BARPETA,
ASSAM

VERSUS

1:THE UNION OF INDIA AND 4 ORS
REP. BY THE SECRETARY GOVT OF INDIA, DEPTT OF HOME AFFAIRS,
NEW DELHI, INDIA

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

3:THE ELECTION COMMISSION OF INDIA
REP. BY THE CHIEF ELECTION COMMISSIONER OF INDIA
NIRVACHAN SADAN
ASHOKA ROAD
NEW DELHI- 01

4:THE NRC
REP. BY BY THE STATE COORDINATOR
ACHYUT PLAZA
BHANGAGARH
KAMRUP (M)
ASSAM

5:THE SUPERINTENDENT OF POLICE (B)
KAMRUP (M)
DIST- KAMRUP
ASSAM

6:THE DEPUTY COMMISSIONER
KAMRUP(M)
DIST- KAMRUP(M)
ASSA

Advocate for the Petitioner : Mr M U Ahmed

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

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

order

Date : 03-06-2019

(Manojit Bhuyan, J)

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

List for Motion again on 29.07.2019, as we propose to examine the case records at the first instance.

Office to requisition the case records in respect of FT Case No. 144/2017 from the office of the Foreigners' Tribunal, Kamrup (M) 3rd, Guwahati-03.

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

As an interim measure, the petitioner Md. Asar Ali @ Ashaque Ali shall not be taken into custody and deported from India, subject to the condition that he shall appear before the Commissioner of Police (Border), Guwahati 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 Commissioner of Police (Border), Guwahati 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.

JUDGE

JUDGE

Comparing Assistant