

GAHC010158332025



2025:GAU-AS:13074-DB

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

Case No. : W.P.(Crl.)/52/2025

MATIBUR RAHMAN
S/O ABDUL KARIM, VILL- NAHAR GAON, P.O. AND P.S.- DOBOKA, DIST-
HOJAI (ASSAM), PIN-782435

VERSUS

THE UNION OF INDIA AND 4 ORS
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,
MINISTRY OF HOME AFFAIRS, SASTRI BHAWAN, NEW DELHI-110001

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

3:THE DISTRICT COMMISSIONER
HOJAI
ASSAM
PIN-782435

4:THE SUPERINTENDENT OF POLICE (B)
HOJAI
ASSAM
PIN-782435

5:THE OFFICER-IN-CHARGE
DOBOKA POLICE STATION
DOBOKA
HOJAI
ASSAM

PIN-78243

Advocate for the Petitioner : MR. T A CHOUDHURY,

Advocate for the Respondent : DY.S.G.I., GA, ASSAM

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

Date : 22.09.2025

(K.R. Surana, J)

Heard Mr. T.A. Choudhury, learned counsel for the petitioner. Also heard Mr. M.R. Adhikari, learned CGC, Ms. A. Verma, learned standing counsel for the FT matters, and Mr. P. Sarmah, learned Additional Senior Govt. Advocate for the State respondents.

2. Upon instruction, the learned counsel for the petitioner has submitted that pursuant to order dated 11.08.2025, the petitioner as well as one family member of the petitioner has been able to meet the declared foreign national, namely, Musstt. Pariskar Begum at the Holding Centre under 7th APBn., Charaikhola, Kokrajhar, against whom an opinion was rendered by the learned Member, Foreigners' Tribunal, Nagaon No.10th at Sankardev Nagar, Hojai in FT(D) Case No. 437/2015.

3. Accordingly, the learned counsel for the petitioner has submitted that the petitioner has been able to meet the declared foreign national and taken her signature in *Vakalatnama* and accordingly, the purpose of this *habeas corpus* petition has been achieved.

4. Accordingly, this writ petition is closed on satisfaction without

prejudice to the right of the declared foreign national to challenge the opinion passed against her.

5. In view of the ensuing puja vacation, the Court is inclined to provide that till 3 (three) weeks or filing of the writ petition, whichever is earlier, the declared foreigner national, namely, Musstt. Pariskar Begum shall not be deported out of the country without the order of the Court.

6. The petitioner shall cause production of a certified copy of this order to the In-Charge of Holding Centre under 7th APBn., Charaikhola, Kokrajhar to bring the order to the notice of the said authority.

JUDGE

JUDGE

Comparing Assistant