

GAHC010163352019



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

Case No. : WP(C) 5031/2019

1:MAYA SAHA
D/O. LT. KALACHAD SAHA, W/O- KARTIK SAHA, R/O- BARPETA ROAD,
WARD NO. 1, P.S.- BARPETA ROAD, DIST.- BARPETA, ASSAM.

VERSUS

1:THE UNION OF INDIA AND 5 ORS.
REP. BY THE SECRETARY TO THE MINISTRY OF HOME AFFAIRS, GOVT. OF
INDIA, SHASTRI BHAWAN, TILOK MARG, NEW DELHI-01.

2:THE STATE OF ASSAM
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
DEPTT. OF HOME
DISPUR
GHY.-06.

3:THE ELECTION COMMISSIONER OF INDIA
THROUGH ITS SECRETARY
NIRBACHAN BHAWAN
NEW DELHI-01.

4:THE STATE CO-ORDINATOR
NATIONAL REGISTER OF CITIZENS (NRC)
ASSAM
BHANGAGARH
GUWAHATI- 05.

5:THE DEPUTY COMMISSIONER
BARPETA
DIST.- BARPETA
ASSAM.

6:THE SUPERINTENDENT OF POLICE (B)
BARPETA

DIST.- BARPETA
ASSAM

Advocate for the Petitioner : MR. R ALI

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

:: BEFORE ::

**HON'BLE MR. JUSTICE MANOJIT BHUYAN
HON'BLE MR. JUSTICE KALYAN RAI SURANA**

O R D E R

18.09.2019

(Manojit Bhuyan, J)

Heard Mr. R. Ali, learned counsel for the petitioner as well as Ms. G. Hazarika, learned counsel representing respondent no.1. Mr. J. Payeng, learned counsel appears for respondent nos.2, 5 and 6 whereas Ms. A. Verma, learned counsel appears for respondent no.4. None appears for respondent no.3.

List for Motion again on 06.11.2019, as we propose to examine the case records at the first instance.

Office to requisition the case records in respect of F.T.(2nd) Case No.107/2018 from the office of the Foreigners' Tribunal No.2nd, Barpeta, Assam.

A copy of this order requisitioning the case records and the Forwarding Letter by which the case records are sent to this Court be made part of the record file of the Tribunal.

As an interim measure, the petitioner Maya Saha 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 ₹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