

GAHC010167992019



undefined

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

Case No. : WP(C)/5175/2019

AMINA BEGUM @ AMINA KHATUN @ AMINJAN BIBI
W/O- IBRAHIM ALI, D/O-LATE ACHARUDDIN ALI @ AFSOR ALI @
ACHARUDDIN, VILL- DIMLAPAR, P.S- TAMULPUR, DIST- BAKSA, BTAD,
ASSAM

VERSUS

THE UNION OF INDIA AND 6 ORS
REP. BY THE SECRETARY TO THE GOVT OF INDIA, THE MIN OF HOME
AFFAIRS, NEW DELHI

2:THE STATE OF ASSAM
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT OF ASSAM
HOME DEPTT
DISPUR
GUWAHATI- 6

3:THE DIRECTOR GENERAL OF POLICE (ADMN)
ASSAM
ULUBARI
GUWAHATI- 07

4:THE DEPUTY COMMISSIONER OF POLICE (B)
BAKSA
BTAD
ASSAM

5:THE SUPERINTENDENT OF POLICE (B)
BAKSA
DIST- BAKSA
BTAD
ASSAM

6:ELECTION COMMISSIONER OF INDIA
NEW DELHI- 01

7:COORDINATOR
NRC
ASSAM
ACHYUT PLAZA
BHANGAGARH
GHY- 0

Advocate for the Petitioner : MR. K MIRA, MR S HUSSAIN

Advocate for the Respondent : ASSTT.S.G.I., MR. A A MONDAL,SC, F.T,SC, ELECTION
COMMISSION.,SC, NRC

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

ORDER

Date : 24.09.2025
(K.R. Surana, J)

Both sides are represented.

2. Mr. G. Sarma, learned Standing Counsel for F.T. matters has submitted that due to inadvertence he has not gone through both the records of the Tribunal, which is retained by him.
3. On the next date of listing, the learned Standing Counsel for F.T. matters shall address the Court after perusal of the records.
4. The learned counsel for the petitioner has prayed for bail which is opposed by the learned Standing Counsel for F.T. matters on the ground that the petitioner would not be entitled to claim benefit of subsequent opinion dated

05.11.2020 passed in the case of the projected brother as the opinion rendered in the case of the petitioner was, on all probability, has not been produced before the learned Tribunal.

5. Be that as it may, considering that at the time of filing this writ petition, the petitioner came to be 59 years of age and therefore, she would be about 65 years of age at present, the Court is inclined to grant bail to the petitioner, namely, *Amina Begum @ Amina Khatun @ Aminjan Bibi* by providing that if she has not already been detained in custody, she shall not be taken into custody and deported from the territory of India, on condition that she shall appear before the Superintendent of Police (Border), Baksa, BTAD, Assam within 10 (ten) days from today during the office hours. Further, the jurisdictional Superintendent of Police (Border), Baksa is directed that on appearance of the petitioner within the period indicated above, the biometrics of the iris of both eyes, the fingerprints of both hands and the photographs of the petitioner shall be obtained, whereafter, she shall be allowed to remain on bail.

6. On her appearance before the jurisdictional Superintendent of Police (Border), Baksa, as directed above, the said authority shall obtain necessary information and documentation as required under the Rules from the petitioner for securing her presence.

7. On failure of the petitioner to appear before the jurisdictional Superintendent of Police (Border), Baksa, the bail to the petitioner would stand lapsed.

8. It is provided that it would be open to the Superintendent of Police (Border), Baksa to impose such conditions on the petitioner for appearance

before the jurisdictional Police Station or before his office as the said authority may deem fit and proper.

9. List on 16.10.2025.

JUDGE

JUDGE

Comparing Assistant