

GAHC010175392025



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

Case No. : WP(C)/4534/2025

AFRUJA BEGUM @ AFRUZA BEGUM @ AFRUZA KHATUN
D/O ADADUL HOQUE @ AZADUL HOQUE, W/O NUR ALOM @ NOOR ALOM
@ NUR ALAM ISLAM, VILL- KALOGHAT (THAKURANBARI), P.O. AND P.S.-
MANKACHAR, DIST- SOUTH SALMARA MANKACHAR, ASSAM, PIN-783131

VERSUS

THE UNION OF INDIA AND 6 ORS.
TO BE REPRESENTED BY THE SECRETARY, GOVERNMENT OF INDIA,
DEPARTMENT OF HOME AFFAIRS, NEW DELHI, INDIA

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

3:THE SUPERINTENDENT OF POLICE (B)
SOUTH SALMARA MANKACHAR
ASSAM

4:THE SUPERINTENDENT OF POLICE (B)
DHUBRI
ASSAM

5:THE ELECTION COMMISSION OF INDIA
TO BE REPRESENTED BY THE CHIEF ELECTION COMMISSION OF INDIA
NIRVACHAN SADAN
ASHOKA ROAD
NEW DELHI

6:THE NATIONAL REGISTER OF CITIZEN
TO BE REPRESENTED BY THE STATE CO-ORDINATOR
ACHYUT PLAZA
BHANGAGARH
KAMRUP (M)
ASSAM

7:DISTRICT COMMISSIONER
SOUTH SALMARA MANKACHAR
P.O. AND P.S.- HATSINGIMARI
DIST- SOUTH SALMARA MANKACHAR
ASSA

Advocate for the Petitioner : MR. A Z AHMED,

Advocate for the Respondent : DY.S.G.I., SC, NRC,SC, F.T,SC, ECI,GA, ASSAM

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

ORDER

Date : 11.08.2025
(K.R. Surana, J)

None appears on call for the petitioner. However, Ms. K. Phukan, learned CGC; Ms. A. Verma, learned standing counsel for the FT matters and NRC; Ms. P. Baruah, learned standing counsel for the ECI; and Mr. P. Sarmah, learned Additional Senior Govt. Advocate for the State respondent are present.

2. By filing this writ petition under Article 226 of the Constitution of India, the petitioner has assailed the impugned opinion dated 16.04.2024, passed by the learned Member, Foreigners' Tribunal, South Salmara at Hatsingimari in F.T. Case No. 585/2018, arising out of Ref. F.T. Case No.651/MKCR/10 and F.T. Case No. 256/2018, arising out of Ref. F.T. Case No.372/MKCR/10, passed in common with nine other cases whereby the

petitioner was declared as an illegal migrant.

3. Issue notice returnable on 10.09.2025.
4. Requisite extra copies of the writ petition be furnished to the learned counsel for the respondents within 2 (two) working days.
5. Ms. A. Verma, learned Standing Counsel for FT matters, has submitted that a copy of the writ petition containing only six respondents has been furnished to them. Accordingly, the learned counsel for the petitioner shall ensure that a true copy of the writ petition, as available on the record of the Court, is made available to the learned Standing Counsel for FT matters during the course of the day.
6. Let the relevant records be called for from the concerned Foreigners Tribunal by usual process as well as by email at the following email address:

ft3rddhubri@gmail.com
7. The prayer for bail shall be considered on receipt of the Tribunal's record.
8. In the meanwhile, if the petitioner, namely, Arfuja Begum@ Arfuza Begum@ Arfuza Khatun is apprehended, she shall not be deported out of the Country without the order of the Court.
9. The petitioner shall produce a certified copy of this order to the Superintendent of Police (Border), Dhubri to bring the order to the notice of the said authority.
10. List on 10.09.2025.

JUDGE

JUDGE

Comparing Assistant