

GAHC010221802019



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

Case No. : WP(C) 6957/2019

1:SABATAN NESSA
D/O LT. KADAM ALI, W/O CHAN MIYA, VILL. NO. 3 BARDOLONI, P.O.
MANDIA, P.S. BAGHBAR, DIST. BARPETA, ASSAM, PIN-781308

VERSUS

1:THE UNION OF INDIA AND 5 ORS.
REP. BY THE SECRETARY TO THE GOVT. OF INDIA, MINISTRY OF HOME
AFFAIRS, NEW DELHI-110001

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

3:THE ELECTION COMMISSION OF INDIA
NEW DELHI-110001

4:THE DEPUTY COMMISSIONER
BARPETA
PIN-781301

5:THE STATE COORDINATOR
NATIONAL REGISTER OF CITIZENS
ASSAM
GUWAHATI-781005

6:THE SUPERINTENDENT OF POLICE (B)
BARPETA
DIST. BARPETA
PIN-78130

Advocate for the Petitioner : MR H R A CHOUDHURY

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

:: BEFORE ::

HON'BLE MR. JUSTICE MANOJIT BHUYAN

HON'BLE MR. JUSTICE SOUMITRA SAIKIA

O R D E R

20.12.2019

(Manojit Bhuyan, J)

Heard Mrs. H. Ahmed, learned counsel for the petitioner as well as Ms. G. Hazarika, learned counsel representing respondent no.1. Also heard Mr. J. Payeng, learned counsel for respondent nos.2, 4 and 6; Ms. B. Das, learned counsel for respondent no.3 and Ms. A. Verma, learned counsel for respondent no.5.

List for Motion again on 07.02.2020, as we propose to examine the case records at the first instance.

Office to requisition the case records in respect of F.T. Case No. F.T. 344/2015 from the office of the Foreigners' Tribunal No.6, Barpeta.

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.

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

As an interim measure, the petitioner Sabatan Nessa 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.

JUDGE

JUDGE

Comparing Assistant