

GAHC010252542019



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

Case No. : WP(C) 7761/2019

1:KAMALA @ KAMALA KHATUN
D/O- ISAB ALI @ ISAB ALI SHEIKH, W/O- ABDUR RAHMAN, VILL-
KHAGORIJAN, P.O. SILIKHABARI, P.S. THELAMARA, DIST- SONITPUR,
ASSAM, PIN- 784149

VERSUS

1:THE UNION OF INDIA AND 6 ORS.
REP. BY THE SECY. TO THE GOVT. OF INDIA, MINISTRY OF HOME
AFFAIRS, NEW DELHI-1

2:THE ELECTION COMMISSIONER OF INDIA
NEW DELHI-1

3:THE STATE OF ASSAM
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM
HOME DEPTT.
DISPUR
GHY-6

4:THE ASSAM CO-ORDINATOR OF NRC
BHANGAGARH
ASSAM
GHY-5

5:THE DY. COMMISSIONER
SONITPUR
ASSAM
PIN- 784001

6:THE SUPERINTENDENT OF POLICE (B)
SONITPUR
ASSAM
PIN- 784001

7:THE OFFICER-IN-CHARGE
THELAMARA P.S.
DIST- SONITPUR
ASSAM
PIN- 78414

Advocate for the Petitioner : MR. M U MAHMUD

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

BEFORE
HONOURABLE MR. JUSTICE MANOJIT BHUYAN
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 26-02-2020
(Manojit Bhuyan, J.)

Heard Mr. M.U Mahmud, the learned counsel appearing for the petitioner. Also heard Ms. G. Hazarika, the learned counsel representing respondent no. 1; Ms. B. Das, the learned counsel for the respondent no.2, Mr. A. Kalita, the learned Standing Counsel, Foreigners Tribunal, representing respondent nos.3, 5, 6 and 7 and Ms. U. Das, the learned Standing Counsel, NRC, for respondent no.4.

List for Motion again on 20.04.2020, as we are propose to examine the case records at the first instance.

Office to requisition the case records in respect of

- I. FT Case No.262/16 Ref-Case No.182/2016 from the office of Foreigners Tribunal 3rd, Sonitpur;
- II. F.T (8) Case No.1628/17 (Ref.TZP(B) Case No.3386/99 from the office of Foreigners Tribunal No.8, Tezpur.

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 Kamala Khatun 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), Sonitpur, Assam within 15 (fifteen) days from today and furnish a bail bond of Rs.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), Sonitpur, Assam 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