

GAHC010252552019



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

Case No. : WP(C) 7700/2019

1:KAHINUR BEGUM
D/O- LT. HUSSAIN ALI SK @ HUSSAIN ALI, W/O- ANNAS ALI, VILLAGE-
DHAKUA, P.S.- BARPETA, DIST.- BARPETA, ASSAM, PIN- 781309.

VERSUS

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

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

3:THE STATE CO-ORDINATOR OF NRC
BHANGAGARH
ASSAM
GHY-5.

4:THE DEPUTY COMMISSIONER
BARPETA
DISTRICT- BARPETA
ASSAM
PIN- 781301.

5:THE SUPERINTENDENT OF POLICE (B)
BARPETA
DISTRICT- BARPETA
ASSAM
PIN- 781301.

6:THE OFFICER-IN-CHARGE
BARPETA POLICE STATION
DISTRICT- BARPETA
ASSAM
PIN- 781301

Advocate for the Petitioner : MR. M U MAHMUD

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

:::BEFORE:::

HON'BLE MR. JUSTICE MANOJIT BHUYAN

HON'BLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

03.02.2020

(Manojit Bhuyan, J)

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

List for Motion again on 18.03.2020, 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. 77/17 from the office of the Foreigners' Tribunal No. 1st, 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 Kahinur Begum shall not be taken into custody and deported from 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 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), 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