

GAHC010257532025



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

Case No. : WP(C)/7/2026

MATLAB DHALI @ MATLAB ALI
S/O LATE MANTAZ UDDIN ALI, R/O VILL RANGALOO, BARDALANG, P.O-
JAKHALABANDHA, P.S- JAKALABANDHA, PIN- 782136, DISTRICT-
NAGAON, ASSAM

VERSUS

THE STATE OF ASSAM AND 5 ORS.
REPRESENTED BY THE COMMISSIONER AND SECRETARY, GOVT. OF
ASSAM, HOME DEPT., DISPUR, GUWAHATI- 6

2:THE DISTRICT COMMISSIONER
NAGAON
DIST- NAGAON
ASSAM
PIN- 782001

3:THE SUPERINTENDENT OF POLICE
NAGAON
DIST- NAGAON
ASSAM
PIN- 782001

4:THE ELECTORATE REGISTRATION OFFICER
NAGAON
DIST- NAGAON
ASSAM
PIN- 782001

5:THE UNION OF INDIA
REPRESENTED BY THE SECRETARY
MINISTRY OF HOME AFFAIRS

NEW DELHI-1

6:THE STATE CO-ORDINATOR OF NRC
P.O AND P.S- BHANGAGARH
DISTRICT- KAMRUP (M)
GUWAHATI- 781005
ASSA

Advocate for the Petitioner : MS. G BORAH, MS. M DEKA

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

BEFORE
HONOURABLE MR. JUSTICE KALYAN RAI SURANA
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 07.01.2026
(K.R. Surana, J)

Heard Ms. G. Borah, learned counsel for the petitioner. Also heard Mr. K. Gogoi, learned CGC and Mr. S. Katakya, learned Standing Counsel, ECI; Mr. P. Sarma, learned Addl. Senior Government Advocate; Mr. A. Verma, learned Standing Counsel, F.T as well as Mr. G. Sharma, learned Standing Counsel, NRC.

2. The learned counsel for the petitioner submits that during the police enquiry, the petitioner has come to know that there is an *ex-parte* opinion by the learned Member, Foreigners' Tribunal No. 2, Nagaon, in connection with F.T. Case No. 34/2009, arising out of S.P. Case No. 302/2005 in the matter of (State of Assam Vs. Matlab Dhali). However, the petitioner, on applying for certified copies of the record has found that the said record is not available before the concerned Tribunal. Accordingly, by filing this writ petition under Article 226 of the Constitution of India, the petitioner is seeking a direction from the authorities to re-construct the records and to provide the relevant copies to the petitioner.

3. Resuming that the contention of the petitioner is correct that the records are missing, in that event, it would not be possible for reconstruction of daily order-sheets of the record. Therefore, that part of the prayer made in the writ petition may not be considered when the matter is taken up.

4. Be that as it may, the learned counsel for the petitioner shall provide extra copies of the writ petition, along with a soft copy, to Ms. A. Verma, learned Standing Counsel, F.T., to enable her to obtain instructions from the concerned authorities in the Home & Political (B) Department, Government of Assam; the Superintendent of Police, Nagaon, as well as the learned Foreigners Tribunal No. 2, Nagaon.
5. The learned Standing Counsel, F.T. is requested to receive the aforesaid information.
6. List this matter again on 30.01.2026.

JUDGE

JUDGE

Comparing Assistant