

GAHC010260122019



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

Case No. : WP(C) 7930/2019

1:ZIAURUL HUSSAIN @ MD. ZIARUL HOQUE
S/O- LT ABDUL RASHID @ ABDUR RASHID, VILL- RAKHALDUBA, P.O.
JOYPUR BAZAR, P.S. BAGUAN,, DIST- GOALPARA, ASSAM, PIN- 783129

VERSUS

1:THE UNION OF INDIA AND 7 ORS.
REP. BY THE SECY. TO THE GOVT. OF INDIA, MINISTRY OF HOME
AFFAIRS, NEW DELHI- 110001

2:THE STATE OF ASSAM
REP. BY THE COMM. AND SECY. TO THE GOVT. OF ASSAM
HOME DEPTT.
DISPUR
GHY-06

3:THE ELECTION COMMISSION OF INDIA
NEW DELHI- 110001

4:THE STATE CO-ORDINATOR
NRC
ASSAM
ACHYUT PLAZA
BHANGAGARH
GHY-05

5:THE STANDING COUNSEL
SPECIAL F.T. AND BOARDER

6:THE DY. COMMISSIONER
GOALPARA
ASSAM
783101

7:THE SUPERINTENDENT OF POLICE (B)
GUWAHATI
ASSAM

8:THE O/C
PALTAN BAZAR P.S.
GHY
DIST- KAMRUP (M)
ASSAM
78100

Advocate for the Petitioner : MR. J AHMED

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

BEFORE
HONOURABLE MR. JUSTICE MANOJIT BHUYAN
HONOURABLE MR. JUSTICE NANI TAGIA

ORDER

04.03.2020

(Manojit Bhuyan, J)

Heard Mr. J. Ahmed, learned counsel for the petitioner. Also heard Ms. G. Hazarika, learned CGC representing respondent no. 1; Ms. B. Das, learned standing counsel for Election Commission, representing respondent no. 3; Mr. A. Kalita, learned standing counsel for Foreigners Tribunal, representing respondent nos. 2, 5, 6, 7 & 8 and Ms. U. Das, learned standing counsel for NRC, representing respondent no. 4.

List for Motion again on 29.04.2020, 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. 660/2015 from the office of the Foreigners' Tribunal No. 2, Kamrup (Metro), Guwahati, 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 Ziarul Hussain shall not be taken into custody and deported from India, subject to the condition that he shall appear before the Deputy Commissioner of Police, Kamrup, Guwahati 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 Deputy Commissioner of Police, Kamrup, Guwahati 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 he shall be allowed to remain on bail.

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

JUDGE

JUDGE

Comparing Assistant