

GAHC010265512019



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

Case No. : WP(C) 8046/2019

1:FAZAL HAQUE @ FAZAR ALI
S/O- LT. GATU MIA @ GHATU SEIKH @ GHUTU SEIKH, RESIDENT OF
VILLAGE PATHLIKUCHI, MOUZA- JANIA, P.S.- BARPETA, DIST- BARPETA,
ASSAM.

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 ELECTION COMMISSION
INDIA
REPRESENTED BY THE CHIEF ELECTION COMMISSIONER
INDIA
NEW DELHI-01.

3:THE STATE OF ASSAM
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM
HOME DEPARTMENT
DISPUR
GUWAHATI-781006.

4:THE STATE CO-ORDINATOR
NRC
ASSAM
BHANGAGARH
GUWAHATI-5. PIN- 781005.

5:THE DEPUTY COMMISSIONER
BARPETA
P.O. AND DIST.- BARPETA
ASSAM

PIN-

6:THE SUPERINTENDENT OF POLICE (B)
BARPETA
P.O. AND DIST.- BARPETA
ASSAM
PIN- 783380.

7:THE OFFICER-IN-CHARGE
BARPETA POLICE STATION
DIST- BARPETA
ASSAM. PIN- 783384

Advocate for the Petitioner : MR. J AHMED

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

:: BEFORE ::

HON'BLE MR. JUSTICE MANOJIT BHUYAN
HON'BLE MR. JUSTICE PRASANTA KUMAR DEKA

O R D E R

16.03.2020

(Manojit Bhuyan, J)

Heard Mr. J. Ahmed, learned counsel for the petitioner as well as Mr. J. Payeng, learned counsel representing the State respondents.

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.82/2018 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 Fajal Hoque shall not be taken into custody and

deported from the territory of India, subject to the condition that he 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 he shall be allowed to remain on bail.

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

JUDGE

JUDGE

Comparing Assistant