

GAHC010267272025



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

**Case No. : WP(C)/7027/2025**

MANJIL ALI  
S/O- LATE MUSLEM ALI VILL -THIOTANGONI MOUZA -JURIA P.S -JURIA  
DIST -NAGAON ASSAM

VERSUS

THE UNION OF INDIA AND OTHERS  
REPRESENTED BY THE SECRETARY TO THE GOVERNMENT OF INDIA,  
MINISTRY OF HOME AFFAIRS, SHASTRI BHAWAN, TILOK MARG, NEW  
DELHI -01

2:THE STATE OF ASSAM  
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE  
GOVERNMENT OF ASSAM  
HOME DEPARTMENT  
DISPUR  
GHY-06

3:THE SUPERINTENDENT OF POLICE (B)  
NAGAON  
P.O P.S NAGAON  
ASSAM  
PIN-782001

4:THE DISTRICT COMMISSIONER CUM ELECTION OFFICER  
NAGAON  
DIST NAGAON  
ASSAM  
PIN -782001

5:THE STATE CO ORDINATOR OF NATIONAL REGISTER OF CITIZENS (NRC)  
ASSAM  
BHANGAGARH. GUWAHATI-05.

6:THE FOREIGNERS TRIBUNAL  
NAGAON- 4  
REPRESENTED BY THE STANDING COUNSEL  
FOREIGNERS TRIBUNAL

**Advocate for the Petitioner** : MS. D J BORAH, MS. S DEVI,MR J C BORAH

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

**BEFORE**  
**HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI**  
**HONOURABLE MRS. JUSTICE SHAMIMA JAHAN**

**ORDER**

**06.05.2026**

*(S. K. Medhi, J)*

Heard Shri J. C. Borah, learned counsel for the petitioner, who has put to challenge an order dated 28.11.2018 in FT Case No. 38/2017 passed by the learned Member, Foreigners' Tribunal, 4<sup>th</sup>, Nagaon declaring the petitioner to be a foreigner/illegal migrant of post 25.03.1971 stream.

**2.** The learned counsel for the petitioner has also submitted that though there is a delay in approaching the Court, the same has been explained in the additional affidavit.

**3.** On the other hand, Ms. A. Verma, learned Standing Counsel, Home Department & FT has however raised a preliminary objection on the ground of delay in approaching the Court.

**4.** Be that as it may, let **notice** be issued, returnable on **08.06.2026**.

**5.** Shri R. K. D. Choudhury, learned Dy. SGI accepts notice on behalf of the respondent no.1; Ms. A. Verma, learned Standing Counsel, Home Department & FT accepts notice on behalf of the respondent nos. 2 & 3; Shri P. Sarma, learned

State Counsel accepts notice on behalf of respondent no. 4 whereas Shri G. Sarma, learned Standing Counsel, NRC accepts notice on behalf of respondent no. 5.

**4.** Extra copies of the writ petition be served upon the learned counsel for the respondents by tomorrow.

**5.** Call for the records of FT Case No. 38/2017 passed by the learned Member, Foreigners' Tribunal, 4<sup>th</sup>, Nagaon. Registry to take steps for requisitioning the same.

**6.** The issue of maintainability which has been raised by the learned Standing Counsel on the ground of laches and negligence is however kept open.

**JUDGE**

**JUDGE**

**Comparing Assistant**