

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 7428/2026

[Arising out of impugned judgment and order dated 16-12-2025 in WPC No. 7195/2025 passed by the Gauhati High Court]

MD. MANNAS ALI

Petitioner(s)

VERSUS

THE UNION OF INDIA & ORS.

Respondent(s)

(IA No. 57106/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 27-02-2026 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE JOYMALYA BAGCHI

For Petitioner(s) : Mr. Avijit Roy, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following

O R D E R

1. The petitioner was declared a foreigner through an ex-parte order by the Foreigners Tribunal vide order dated 10.05.2018. The ex-parte order was passed because the petitioner statedly did not appear nor file the written statement when the case was fixed before the Tribunal on 07.04.2018, 18.04.2018, and 24.04.2018. The petitioner chose to challenge the same before the High Court through a writ petition filed in the year 2025. The High Court has dismissed the same vide the impugned judgment on the ground of unexplained and enormous delay of approximately 7 years, 6 months, and 24 days.

2. A categorical stand is being taken before us that the

petitioner was never served proper notice by the Tribunal and, as such, he had no opportunity to challenge the same within a reasonable time. That being so, it seems to us that the petitioner should raise such a factual issue before the High Court in a review petition.

3. The Special Leave Petition is, accordingly, disposed of with liberty to the petitioner to file a review application before the High Court along with necessary documents. If such a petition is filed within two weeks, we request the High Court to not reject the same on the issue of delay or maintainability.

4. Pending application(s), if any, shall stand closed.

(NITIN TALREJA)  
ASTT. REGISTRAR-cum-PS

(PREETHI T.C.)  
ASSISTANT REGISTRAR