

ØITEM NO.37

COURT NO.7

SECTION XIV

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

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C).....CC No(s).
9544/2017

(Arising out of impugned final judgment and order dated 07/04/2017

in RP No. 176/2016 and order dated 15/09/2016 in WA No. 299/2010
passed by the High Court of Gauhati)

GAURANGA DEV NATH @ GAURANGA DEBNATH Petitioner(s)

VERSUS

STATE OF ASSAM & ORS Respondent(s)

(With appln. (s) for c/delay in filing SLP and office report)

Date : 09/05/2017 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. SIKRI

HON'BLE MR. JUSTICE ASHOK BHUSHAN

For Petitioner(s) Mr. Avijit Roy, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

Delay condoned.

Issue notice.

We find that the order of the Tribunal is ex-parte. The
petitioner could not file a rely upon the documents in support of
his submissions that he is a bona fide resident and citizen of
India. In these circumstances, it would be more appropriate to
have the inquiry on those documents conducted by the Tribunal.
The petitioner shall appear before the Tribunal and the Tribunal,
after giving him opportunity and examining the documents which
the petitioner is relying upon, shall send a report to this
Court.

List after three months.

In the meantime, the petitioner shall neither be detained
nor be deported.

(SAPNA BISHT)
SR. P.A.

(MALA KUMARI SHARMA)
COURT MASTER