

GAHC010122282024



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

Case No. : I.A.(Civil)/1912/2024

SUNDINI BEGUM @ SUNDARI BEGUM
D/O LT. AHED ALI VILL- BANGTI P.S. PATACHARKUCHI DIST. BARPETA,
PIN - 783369.

VERSUS

THE UNION OF INDIA and 3 ORS.
REP. BY THE SECRETARY TO THE GOVT OF INDIA, DEPARTMENT OF
HOME, NEW DELHI-1.

2:THE STATE OF ASSAM
REP. BY THE SECRETARY TO THE GOVT. OF ASSAM
DEPARTEMNT OF HOME
DISPUR
GUWAHATI-6.

3:THE DEPUTY COMMISSIONER

BARPETA

4:THE SUPERINTENDENT OF POLICE BORDER
BARPETA
DIST. BARPET

Advocate for the Petitioner : MR. A ROSHID

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

**BEFORE
HONOURABLE MR. JUSTICE SUMAN SHYAM
HONOURABLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

28.06.2024

(Suman Shyam, J)

Heard Mr. A. Roshid, learned counsel appearing on behalf of the applicant/writ petitioner. We have also heard Ms. A. Verma, learned Standing Counsel, Home Department (F.T.), Govt. of Assam, Mr. A. Ali, learned Standing Counsel, ECI, Ms. S. Baruah, learned Central Govt. Counsel and Mr. H. K. Hazarika, learned Govt. Advocate, Assam appearing for the OPs/respondents.

The applicant herein as writ petitioner has approached this Court by filing WP(C) No.7358/2017 assailing the opinion rendered against her by the learned Foreigners Tribunal, Barpeta 10th, Bajali, Pathsala in connection with FT Case No.37/2016. By the order dated 10.05.2024 this Court, while issuing Rule in the writ petition, had granted some interim protection to the writ petitioner subject to her appearance before the Superintendent of Police (Border), Bajali on or before 30.05.2024.

Mr. Roshid, learned counsel for the applicant submits that, due to some serious illness suffered by the applicant/writ petitioner, she could not appear before the Superintendent of Police (Border), Bajali by 30.05.2024. As such, this applicant has been filed with a prayer to extend the time for appearance before the Superintendent of Police (Border), Bajali.

The learned departmental counsel appearing for the respondents submit that they do not have any instruction to file objection opposing the prayer made in the I.A.

In view of the above and considering the ground cited by the applicant's counsel, we are inclined to allow the prayer made in the I.A. As such, the applicant/writ petitioner is granted time till 08.07.2024 to appear before the Superintendent of Police (Border), Bajali in terms of the order dated 10.05.2024. The order dated 10.05.2024 stands clarified/modified to the above extent. The remaining part of the order dated 10.05.2024 shall remain unaltered. With the above observation, the I.A. stands disposed of.

JUDGE

JUDGE

Comparing Assistant