

GAHC010130102019



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

**Case No. : WP(C)/3922/2019**

MILAN PAUL  
W/O SADHAN PAUL, D/O NARANDRA CH. PAUL, VILL. TULSIBARI, P.S.  
RANGIA, DIST.-KAMRUP (R)

VERSUS

THE UNION OF INDIA AND 7 ORS.  
THROUGH HOME SECRETARY, MINISTRY OF HOME AFFAIRS, GOVT. OF  
INDIA, SHASTRI BHAWAN NEW DELHI-1

2:THE STATE OF ASSAM  
REP. BY THE SECRETARY  
DEPTT. OF HOME AFFAIRS  
GOVT. OF ASSAM  
DISPUR  
GUWAHATI-781006

3:THE ELECTROL REGISTRATION OFFICER  
ASSAM  
DISPUR  
GUWAHATI-6

4:THE STATE CO-ORDINATOR  
NATIONAL REGISTRATION OF CITIZEN (NRC) BHANGAGARH  
GUWAHATI-5

5:THE DEPUTY COMMISSIONER  
KAMRUP (M)  
ASSAM

6:THE SUPERINTENDENT OF POLICE (B)  
KAMRUP

ASSAM

7:THE OFFICER IN CHARGE OF RANGIA POLICE STATION  
DIST.-KAMRUP (R)  
ASSAM

8:THE FOREIGNERS TRIBUNAL  
GUWAHATI  
KAMRU

**Advocate for the Petitioner** : MR. H A SARKAR,

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

**BEFORE**  
**HONOURABLE MR. JUSTICE KALYAN RAI SURANA**  
**HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

**ORDER**

**Date : 07.08.2024**

(K.R. Surana, J)

Heard Mr. H.A. Sarkar, learned counsel for the petitioner. Also heard Mr. H. Gupta, learned CGC for respondent no.1 and 4; Ms. A. Verma, learned standing counsel for the respondent nos.2 and 6; Mr. H. Kuri, learned counsel appearing on behalf of Mr. A.I. Ali, learned standing counsel for the respondent no.3; and Mr. H.K. Hazarika, learned Govt. Advocate appearing for respondent nos.5 and 7.

2. As the respondent no.8 is the Foreigners' Tribunal, the Court is of the considered opinion that the respondent no.8 is not a necessary party and therefore, the name of respondent no.8 is ordered to be struck off.

3. Pursuant to order dated 27.01.2023, the learned counsel for the petitioner has produced a laminated copy purported to be original of the

Certificate of Registration, issued by FRRO, being the Superintendent of Police, Guwahati bearing Memo No. FRRO/Guwahati-493/89/338 dated 26.06.1989 to show that the petitioner has registered herself before the registering authority, which is pursuant to opinion dated 06.06.1989, passed by the learned Foreigners' Tribunal, Guwahati in M.F.T. Case No. 1620/1988, arising out of Police Case No. 417/1988.

4. Pursuant to order dated 27.05.2024, the learned standing counsel for the Home Department has also produced instructions received by her from the Deputy Commissioner of Police (B), Guwahati confirming that the petitioner has registered herself at FRRO, Guwahati on 19.06.1989 vide FRRO Registration No. 98. Photocopy of the registrar Form No. XXIV Rule 16(F)3 showing details of the petitioner, namely, Paul Milan is also enclosed therewith.

5. It may be stated that by filing this writ petition under Article 226 of the Constitution of India, the petitioner has prayed for a direction against the respondent authorities to remove her name from the list of untraced declared foreigner of post 25.03.1971 of Kamrup district.

6. As the Deputy Commissioner of Police (B), Guwahati has confirmed that the petitioner has registered herself on 19.06.1989, nothing survives in this writ petition. Accordingly, on satisfaction, the writ petition stands closed.

7. Instruction produced by the learned standing counsel for the Home Department is kept on record. The original Certificate of Registration produced by the learned counsel for the petitioner is returned.

8. Before parting with the records, we intend to indicate that upon registration of the petitioner, as the State has admitted the registration of the

petitioner, consequences and benefits owing from the provisions of Section 6(A) of the Citizenship Act, 1955 would follow.

**JUDGE**

**JUDGE**

**Comparing Assistant**