

GAHC010166052019



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

Case No. : WP(C)/5139/2019

REHENA BEGUM @ REHENA KHATUN
D/O- LATE MATIYAR RAHMAN BHUYAN @ MOTIAR BHUYAN, W/O- SONA
KHAN @ SONA KHA, VILL- CHUKRINGBARI PATHER, P.O-
CHUKRUNGBARI, P.S- GOBARDHANA, DIST- BAKSA, BTAD, ASSAM, PIN-
781317

VERSUS

THE UNION OF INDIA AND 13 ORS
REP. BY THE MIN OF HOME AFFAIRS, NEW DELHI- 01

2:THE CHIEF ELECTION COMMISSIONER OF INDIA
NEW DELHI- 01

3:THE STATE OF ASSAM
REP. BY THE CHIEF SECRETARY TO THE GOVT OF ASSAM
DISPUR
GHY- 06

4:THE COMMISSIONER AND SECRETARY
TO THE GOVT OF ASSAM
HOME DEPTT
DISPUR
GUWAHATI- 06

5:THE ELECTION COMMISSIONER OF ASSAM
HOUSEFED COMPLEX
DISPUR
GHY- 06

6:THE STATE COORDINATOR
NRC

ASSAM
BHANGAGARH
GHY- 06

7:THE DEPUTY COMMISSIONER
BARPETA
ASSAM
PIN- 781301

8:THE DEPUTY COMMISSIONER
BAKSA
BTAD
ASSAM
PIN- 781343

9:THE SUPERINTENDENT OF POLICE (B)
BARPETA
DIST- BARPETA
PIN- 781301

10:THE SUPERINTENDENT OF POLICE (B)
BAKSA
BTAD
ASSAM
PIN- 781343

11:THE DISTRICT ELECTORAL REGISTRATION OFFICER
BARPETA
ASSAM
PIN- 781301

12:THE ELECTORAL REGISTRATION OFFICER
40TH NO. SORBHOG LAC
SORBHOG
DIST- BARPETA
ASSAM
PIN- 781317

13:THE OFFICER IN CHARGE
SORBHOG POLICE STATION
SORBHOG
DIST- BARPETA
ASSAM
PIN- 781317

14:THE OFFICER IN CHARGE
GOBARDHANA POLICE STATION
DIST- BAKSA

BTAD
ASSAM
PIN- 78131

For the Petitioner(s) : Mr. M. U. Mondal, Advocate
For the Respondent(s) : Ms. U. Das, Addl. Sr. GA
: Mr. A. I. Ali, Standing Counsel
: Mr. G. Sharma, Standing Counsel

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 09.02.2024

1. Mr. M. U. Mondol, the learned counsel appearing on behalf of the Petitioner submitted that pursuant to an order passed by this Court in WP(C) No.96/2018, an enquiry was made by the SI(B), Gobardhana P.S. On the basis of the enquiry, it was found that the Petitioner was a citizen of India. Accordingly, the said SI(B), Gobardhana P.S. informed the Superintendent of Police (B), Baksa Mushalpur vide a communication dated 11.11.2019 about the said enquiry. Thereupon, the Superintendent of Police (B), Baksa had written a communication to the Member, Foreigners Tribunal, Baksa, Tamulpur dated 18.11.2019 stating inter alia that on scrutiny of the enquiry report and the documents submitted by the Opposite Party, it was found that the Opposite Party seems not to be an illegal migrant.

2. Be that as it may, it has been duly admitted that the Foreigners Tribunal is in session of the matter. Under such circumstances, this Court grants the liberty to the Petitioner to place all these documents before the Foreigners Tribunal, Baksa, Tamulpur in S.P. Reference Case No.855/2019 and on the basis thereof,

the Foreigners Tribunal shall take such decision as deemed fit.

3. With above observations and directions, the instant writ petition stands disposed of.

JUDGE

Comparing Assistant