

GAHC010203262024



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

Case No. : I.A.(Civil)/3056/2024

IYAD ALI @ YAD ALI
S/O- YUBAK ALI,
VILL- SATBOINIRTOOP,
P.S- BARPETA ROAD, DIST- BARPETA, ASSAM

VERSUS

THE UNION OF INDIA AND 5 ORS
REP. BY THE MINISTRY OF HOME AFFAIRS, GOVT. OF INDIA, SASTRI
BHAWAN, NEW DELHI- 110001.

2:THE ELECTION COMMISSIONER OF INDIA
GOVERNMENT OF INDIA
NEW DELHI-110001

3:THE STATE OF ASSAM
REP. BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM
HOME DEPARTMENT
DISPUR
GUWAHATI-6

4:THE STATE COORDINATOR
NATIONAL REGISTER OF CITIZENS
ASSAM
BHANGAGARH
GUWAHATI-05
DIST- KAMRUP (M)

5:THE DISTRICT COMMISSIONER
BAJALI
DIST- BAJALI
ASSAM

6:THE SUPERINTENDENT OF POLICE (B)
BAJALI

DIST- BAJALI
ASSA

Advocate for the Petitioner : MR H R A CHOUDHURY, MR. H ALI,B BARMAN

Advocate for the Respondent : DY.S.G.I., GA, ASSAM,SC, F.T,SC, ECI

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

ORDER

Date : 01.10.2024
(K.R. Surana, J)

Heard Mr. H. Ali, learned counsel for the applicant. Also heard Mr. G. Sarma, learned standing counsel for the FT matters; Mr. P. Sarma, learned Addl. Senior Govt. Advocate for State respondent; Ms. M. Bedi, learned counsel appearing on behalf of Ms. P. Baruah, learned standing counsel for the ECI.

2. This interlocutory application has been filed for modification of the order dated 05.06.2024 passed by this Court in WP(C) 671/2024 to the extent that the applicant be permitted to appear before the Superintendent of Police (B), Barpeta instead of Superintendent of Police (B), Bajali and for extension of time to appear for bail before the said authority.

3. The learned standing counsel for the FT matter submits that he has received instruction that the case records are available with the Superintendent of Police (B), Barpeta.

4. The petitioner also relies on a communication dated 27.05.2024 (Annexure-2) to project that the address of the petitioner falls under Barpeta

district.

5. Accordingly, the prayer made in this interlocutory application stands allowed.

6. The directions contained in paragraph 7 to 10 of the order dated 05.06.2024 passed by this Court in WP(C) 671/2024 stands modified by substituting the Superintendent of Police (B), Bajali to Superintendent of Police (B), Barpeta.

7. Accordingly, this order shall be read together with order dated 05.06.2024 passed by this Court in WP(C) 671/2024.

8. Resultantly, the time granted to the petitioner to appear before the Superintendent of Police (B), Barpeta in terms of the order dated 05.06.2024 passed by this Court in WP(C) 671/2024 stands extended till 14.10.2024.

9. This interlocutory application stands disposed of.

JUDGE

JUDGE

Comparing Assistant