

GAHC010205692024



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

Case No. : I.A.(Civil)/3121/2024

GOLAP HUSSAIN @ GOLAM HUSSAIN
S/O. LT. MINAR UDDIN @ MINAR ALI @ MINAR ALI SK., VILL. GOPIGAON
PT-III, P.O. BILASIPARA, P.S. BILASIPARA, DIST. DHUBRI, ASSAM, PIN-
783348.

VERSUS

THE UNION OF INDIA and 7 ORS.
REP. BY THE MINISTRY OF HOME AFFAIRS, GOVT. OF INDIA, NEW DELHI-
01.

2:THE STATE OF ASSAM
REP. BY THE CHIEF SECRETARY TO THE GOVT. OF ASSAM
DISPUR
GUWAHATI-06.

3:THE COMM. and SECY. TO THE GOVT. OF ASSAM

HOME DEPTT.
DISPUR
GUWAHATI-06.

4:THE DIRECTOR GENERAL OF POLICE
ASSAM

ULUBARI
GUWAHATI-05.

5:THE SUPERINTENDENT OF POLICE B
DHUBRI
ASSAM

DIST. DHUBRI
ASSAM
PIN-783301.

6:THE DEPUTY COMMISSIONER
DHUBRI
ASSAM

DIST. DHUBRI
ASSAM
PIN-783301.

7:THE OFFICER-IN-CHARGE
BILASIPARA POLICE STATION

DIST. DHUBRI
ASSAM
PIN-783348.

8:THE ELECTOR REGISTRATION OFFICER

NO. 27 BILASIPARA EAST LAC
DIST. DHUBRI
ASSAM
PIN-783348

Advocate for the Petitioner : MR. M U MONDAL, MDI H KHAN,MR.M U MONDAL

Advocate for the Respondent : DY.S.G.I., GA, ASSAM(R. 2 TO 8.),ASSTT.S.G.I.(R. 1.)

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

ORDER

03.10.2024

[K.R. Surana, J]

Heard Mr. M.U. Mondal, learned counsel for the applicant/petitioner. Also heard Ms. J. Sarma, learned CGC, Mr. J. Payeng, learned Standing Counsel, F.T., Ms. N. Bedi, learned counsel appearing on behalf of Ms. P. Baruah, learned

Standing Counsel, ECI, and Mr. R. Talukdar, learned Government Advocate, Assam.

2. The present application has been filed for extension of time for appearance of the applicant/petitioner before the Superintendent of Police (Border), Dhubri in view of the order dated 07.06.2024 passed in WP(C) No.5422/2017.

3. By order dated 07.06.2024 passed in WP(C) No. 5422/2017, the petitioner was granted interim bail by this Court subject to the condition that the applicant/petitioner shall appear before the Superintendent of Police (B), Dhubri on or before 27.06.2024 etc.

4. Learned counsel for the applicant/petitioner submits that the applicant was in Kerala at the time when the order dated 07.06.2024 in WP(C) No.5422/2017 was passed and he could not appear before the Superintendent of Police (B), Dhubri on time because the contractor under whom he was working at Kerala as a daily wage earner did not pay his daily wages.

5. Learned Standing Counsel, FT has opposed the prayer made in the application on the ground that the extension of time is intended without producing any original particulars.

6. Be that as it may, considering the explanation intended in the application, time to appear before the Superintendent of Police (B), Dhubri is extended till 14.10.2024 for the applicant and to comply with the directions contained in the order dated 07.06.2024 passed in WP(C) No.5422/2017.

7. On appearance applicant within the extended time i.e. on or before 14.10.2017, the Superintendent of Police (B), Dhubri shall do the needful in terms of the directions contained in the order dated 07.06.2024 passed in

WP(C) No.5422/2017.

8. This order shall be read with the order dated 07.06.2024 passed in WP© No. 5422/2017.

9. In view of the above, the Interlocutory Application stands allowed and disposed of.

JUDGE

JUDGE

Comparing Assistant