GAHC010095902020

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

Case No. : I.A.(Civil) 1248/2020
in
W.P.(C) No.7542 of 2019

1:SUKUR HUSSAIN
S/O- NABI HUSSAIN, R/O. VILLAGE KONIBORI, P.O. AND P.S. GOHPUR, MOUZA- GOHPUR, DISTRICT BISWANATH, ASSAM.

VERSUS

1:THE UNION OF INDIA AND 5 ORS.
THROUGH- THE SECRETARY, TO THE GOVERNMENT OF INDIA, THE MINISTRY OF HOME AFFAIRS, GRIHA MANTRALAYA, SHASTRI BHAWAN, TILAK MARG, NEW DELHI- 110001.

2:THE STATE OF ASSAM
THROUGH- THE COMMISSIONER AND SECRETARY TO THE GOVERNMENT OF ASSAM
HOME AND POLITICAL DEPARTMENT
DISPUR
GUWAHATI- 781006.

3:THE ELECTION COMMISSION OF INDIA
REPRESENTED BY THE CHIEF ELECTION COMMISSIONER OF INDIA
NIRVACHAN SADAN ASHOKA ROAD
NEW DELHI- 110001.

4:THE STATE CO-ORDINATOR
NATIONAL REGISTRATION OF CITIZEN
ASSAM
BHANGAGARH
GUWAHATI- 781005.

5:THE DEPUTY COMMISSIONER
SONITPUR
P.O. TEZPUR
DISTRICT- SONITPUR
ASSAM. PIN CODE 784001.

6:THE SUPERINTENDENT OF POLICE (BORDER)
SONITPUR
P.O. TEZPUR
DISTRICT- SONITPUR
ASSAM. PIN CODE 784001

Advocate for the Petitioner : MD. I HUSSAIN

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

B E F O R E
HON'BLE MR. JUSTICE MANOJIT BHUYAN
HON'BLE MR. JUSTICE HITESH KUMAR SARMA

01-09-2020

(Manojit Bhuyan, J.)

Heard Mr. I. Hussain, learned counsel for the applicant. Also heard Ms. G. Hazarika, learned counsel representing Respondent Nos.1 and 4 and Mr. J. Payeng, learned Standing Counsel, Foreigners Tribunal for Respondent No.2, 5 and 6.

Having regard to the averments made in the interlocutory application, we are of the opinion that the Superintendent of Police (Border), Biswanath is a necessary party in the writ petition.

Office to correct the cause title by impleading the Superintendent of Police (Border), Biswanath as Respondent No.7 in the writ petition.

The applicant/writ petitioner shall now appear before the Superintendent of Police (Border), Biswanath within ten days from today. Other conditions made in our earlier order dated 17.02.2020, passed in W.P.(C) No.7542/2019, in connection with F.T.(T-4)/GPR, Case

No.1962/2017 of the Foreigners Tribunal-4th, Tezpur at Gohpur shall remain as it is.

In the certified copy of this order, office shall indicate the said Superintendent of Police (Border), Biswanath as Respondent No.7.

Interlocutory application stands accordingly disposed of.

JUDGE JUDGE

Comparing Assistant