GAHC010273622025

2026:GAU-AS:16039

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

Case No. : WP(C)/7214/2025

SANDHYA RANI SHILL
DAUGHTER OF NRIPENDRA NATH SHILL,RESIDENT OF VILLAGE- MAHAMMADPUR, P.O. KADONG, P.S. BARPETA, DISTRICT- BARPETA, ASSAM.

VERSUS

THE STATE OF ASSAM AND 5 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT. OF ASSAM, POLITICAL AND HOME DEPARTMENT, DISPUR,GUWAHATI-6.

2:THE ELECTION COMMISSIONER OF INDIA
NEW DELHI- 1

3:THE DEPUTY COMMISSIONER
BARPETA
P.O. AND DISTRICT- BARPETA
ASSAM

4:THE ELECTION OFFICER
BARPETA
P.O. AND DISTRICT- BARPETA
ASSAM

5:THE SUPERINTENDENT OF POLICE (BORDER)
BARPETA
P.O. AND DISTRICT- BARPETA
ASSAM

6:ELECTORAL REGISTRATION OFFICER
22-MANDIA LAC
P.O. MANDIA

P.S. BAGHBAR
DIST.- BARPETA
ASSA

For the Petitioner(s) : Mr. N. Ahmed, Advocate

For the Respondent(s) : Mr. G. Bokolial, Govt. Advocate
Ms. A. Verma, Standing Counsel
Ms. S. Katakey, Standing Counsel

BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH

ORDER

Date : 02.11.2026

Heard Mr. N. Ahmed, the learned counsel for the petitioner. Ms. A. Verma, the learned Standing Counsel appears on behalf of the respondent Nos. 1 and 5; Ms. S. Katakey, the learned Standing Counsel appears on behalf of the respondent Nos. 2, 4 and 6; and Mr. G. Bokolial, the learned Government Advocate appears on behalf of the respondent No. 3.

2. The present writ petition has been filed by the petitioner being aggrieved by the inaction on the part of the Respondent Authorities in removing the letter "D" marked against her name in the voters' list under Jania LAC.

3. It is relevant to take note of that when the matter was listed before this Court on 19.12.2025, this Court requested the learned Standing Counsel for the Foreigners Tribunal as well as

the SP (Border) to place instructions as to whether in terms of the directions passed by the learned Coordinate Bench dated 04.04.2022 in WP(C) No. 1978/2022, any reference had been made to the appropriate Tribunal.

4. Today, Ms. A. Verma, the learned Standing Counsel appearing on behalf of the respondent Nos. 1 and 5 has placed an instruction dated 31.10.2026 issued by the Senior Superintendent of Police (Border), Barpeta wherein it is mentioned that a fresh reference has been registered vide Reference Case No. 019/2026 dated 31.10.2026 and forwarded to the Foreigners Tribunal, 9th, Barpeta for determination of whether the petitioner, Sandhya Rani Shil is a foreigner within the meaning of the Foreigners Act, 1946. The said instruction is kept on record and marked with the letter "X".

5. Taking into account that the petitioner's case has already been forwarded to the Foreigners Tribunal, 9th, Barpeta, the petitioner has to take steps before the said Tribunal in connection with Reference Case No. 019/2026.

6. Accordingly, nothing further survives in the instant proceedings, for which, the writ petition stands closed.

JUDGE

Comparing Assistant