

GOVERNMENT OF ASSAM
POLITICAL (B) DEPARTMENT:: DISPUR :: GUWAHATI
JanataBhawan : CM's Block : 2nd Floor : Guwahati - 6
E-mail: political.b.department@gmail.com

PLB. 324/2018/186

Dated Dispur, the 17th August, 2021

From : Sri Diganta Barah, IPS
Secretary to the Govt. of Assam
Home & Political Department
Dispur, Guwahati-6

To : 1.The Director General of Police, Assam
Ulubari, Guwahati-7
2.The Special Director General of Police (Border), Assam
Srimantapur, Bhangagarh, Guwahati-32

Sub : Instructions related to enquiry under Foreigners Act, 1946 against
members of Gorkha community living in Assam.

Ref : (i) Govt. of India's letter No.25022/74/2018-FI dated 24th September, 2018
(ii) The Hon'ble High Court's order in WP© No.8490/2018 & 27 others
dated 29.11.2019

Sir,

With reference to the above, I am directed to inform you that the Cabinet of Assam Government in its meeting held on 04/08/2021 decided the following:


1. Border Police shall not forward any case under Foreigners Act, 1946 against members of *Gorkha* community directly to Foreigners Tribunals. However, in case of any rare occasion, if the Border Police is convinced that any such person has come from "specified territory" as specified in Section 6A (1) (c) of the Citizenship Act, 1955, the matter shall be referred to the Home Department.
2. To withdraw all cases through the concerned Assistant Government Pleader in respect of members of *Gorkha* community where the cases have already been referred to Foreigners Tribunals.

As directed, you are requested to comply with the decision dated 04/08/2021 of the Cabinet accordingly.

Further, the Govt. of India's instruction vide letter under reference No.(i) and Hon'ble Gauhati High Court's order in WP© No.8490/2018 & 28 others dated 29.11.2019 under reference No.(ii) are also furnished herewith for your reference.

Encl: As above

Yours faithfully


Secretary to the Govt. of Assam
Home & Political Department

Dated 17th August'2021

Memo No. PLB.324/2018/186-A

Copy to :

- (1) The Additional Director General of Police, (SB), Assam, Kahilipara, Guwahati-19 for favour of his kind information.
- (2) All DCs/SPs for favour of kind information.
- (3) The P.S to Principal Secretary, Home & Political Department for appraisal of Principal Secretary.
- (4) The P.S to the Commissioner & Secretary, Home & Political Department for appraisal of Principal Secretary.


Secretary to the Govt. of Assam
Home & Political Department