

HIGH COURT OF MEGHALAYA
AT SHILLONG

PIL No.1/2024

Date of Order: 10.07.2025

Tenny Dard M. Marak Vs. State of Meghalaya & ors

Coram:

Hon'ble Mr. Justice I.P. Mukerji, Chief Justice
Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner	: Dr. P. Agarwal, Adv
For the Respondents	: Mr. A. Kumar, AAG with Mr. N. Syngkon, GA Mr. J.N. Rynjah, GA

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| i) | Whether approved for reporting in Law journals etc.: | Yes/No |
| ii) | Whether approved for publication in press: | Yes |

Note: For proper public information and transparency, any media reporting this judgment is directed to mention the composition of the bench by name of judges, while reporting this judgment/order.

This public interest litigation (PIL) is about operation of weighbridges across the State. The allegation of the petitioner in the petition is that in the 28 weighbridges which are said to be operational in the State, the carriers and the government officials are involved in illegal

activity. Goods vehicles are allowed to pass without proper weighment. In many places, the weighbridges are or made non-functional. There is corruption, resulting in loss of revenue to the government.

By our order dated 5th December, 2024, we asked the government to file a report.

By our subsequent order dated 12th February, 2025, we recorded that a proper inspection and report were not forthcoming and directed the exercise to be completed and a report to be filed by 2nd May, 2025. A report was filed in this Court on 16th May, 2025 by the State government. According to this report, not a single overloaded truck had passed or was allowed to pass through the 28 weighbridges.

It also added that in the international transit between Bhutan, India and Bangladesh the level of control by the Indian authority was minimal.

By our order dated 16th May, 2025, we asked the petitioner to respond to the report filed by the government.

The petitioner took an exception to this report saying that the government's assertion was not true. The government was asked to file a report by our order dated 13th June, 2025 to respond to the objections

taken by the petitioner. Another report has been filed by the government which states that it reiterates and maintains its stand that there is no irregularity or illegality in the weighment of goods vehicles across those weighbridges.

The PIL is now ready for hearing.

Dr. Agarwal, learned Advocate for the petitioner does not accept this report of the government. Her client is directed to file a further affidavit containing more details with sufficient evidence to show the error or falsity in the report of the government.

Shorn of the necessary details, it would not be possible for this Court to adjudge the merits of the allegation made by the petitioner.

Such affidavit in response should be filed by 1st August, 2025.

List this PIL on 5th August, 2025.

(W. Diengdoh)
Judge

(I.P. Mukerji)
Chief Justice

Meghalaya
10.07.2025
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