

HIGH COURT OF MEGHALAYA
AT SHILLONG

MC(W.P.Crl) No.1 of 2026 in
W.P.(Crl.) No.3 of 2026

Date of Order: 19.03.2026

Shri. Ismail Marak

Vs.

State of Meghalaya & anr

Coram:

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. A.S. Pandey, Adv

For the Respondent(s) : Ms. R. Colney, GA (R:1)

Heard Mr. A.S. Pandey, learned counsel appearing for the applicant and also Ms. R. Colney, learned GA appearing for the State-respondent.

This is an application seeking stay of the proceeding in Special P.C. Case No.1/2023 pending before the Special Judge, West Garo Hills District, Tura.

The learned counsel for the applicant submits that the very basis on which the criminal proceeding has been initiated against the applicant lacks legality as the Lokayukta had no jurisdiction over the applicant. He also submits that the affairs of the Garo Hills Autonomous District Council do not fall under the jurisdiction of the Meghalaya Lokayukta. That apart, the learned counsel contends that the investigation of the matter and filing of the charge-sheet was also in blatant violation of

Section 20 of the Meghalaya Lokayukta Act, 2014. It is also pointed out that in the similar factual background of the present case, this Court by order dated 04.11.2025 passed in MC(W.P.Crl) No.6 of 2025 and order dated 29.12.2025 in MC(W.P.Crl) No.8 of 2025, has suspended the proceedings of the connected criminal cases involved therein.

Ms. R. Colney, learned GA appearing for the State has no objection to the prayer for interim relief.

In view of the above and as the legality and validity of the entire criminal proceeding initiated against the applicant is under challenge, it is deemed appropriate to suspend the further proceeding of the Special P.C. Case No.1/2023 pending before the learned Special Judge, West Garo Hills District, Tura till the returnable date.

List along with the main case.

Judge

Meghalaya
19.03.2026
"Shrity,PS"