

Serial No.10
Supp. List

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 477 of 2024

Date of Order : 11.04.2025

Shri. Tomsel Ali

Vs. State of Meghalaya & Ors.

Coram:

Hon'ble Mr. Justice H.S.Thangkhiew, Judge

Appearance:

For the Petitioner/Applicant(s) : Mr. S.Thapa, Adv.
Mr. B.Snaitang, Adv.

For the Respondent(s) : Mr. N.D.Chullai, AAG with
Ms. R.Colney, GA for R 1-3.
Dr. N.Mozika, Sr. Adv. with
Mr. M.L.Nongpiur, Adv. for R 4-6.

1. Today, Mr. N.D.Chullai, learned AAG assisted by Ms. R.Colney, learned GA on behalf of the respondents No. 1-3, has submitted that due to the questionable functioning of the Managing Committee of the Rajabala Higher Secondary School wherein a large number of complaints have been received, an inquiry had been initiated and instituted by the Director of School Education & Literacy on 13-11-2024. He submits that the inquiry has since been concluded and a report dated 21-02-2025 has been placed for consideration before the State respondents, which however, due to the pendency of the present writ petition, no further orders or action has been taken thereupon. He prays that the State respondents be allowed to take a call on the inquiry and to take appropriate steps in the matter.

2. Mr. S.Thapa, learned counsel who is the petitioner in the instant case has submitted that the writ petitioner was aggrieved with the issuance of an advertisement for appointments of teachers and had also sought in this writ petition for reconstitution of the Managing Committee and submits that if the report is placed, then the same can be perused and perhaps the grievances of the writ petitioner would be redressed.

3. Dr. N.Mozika, learned DSGI assisted by Mr. M.L.Nongpiur, learned counsel on behalf of the respondents No. 4-6, has however vehemently argued that notwithstanding any other attendant facts and circumstances, what is not in dispute is that the impugned advertisement which is under challenge was under the authority of the State respondents and as such, will have no effect on the other proceedings with regard to the inquiry or further steps that the State respondents might take.

4. Considering the submissions of the learned counsel for the parties, especially the fact that the inquiry report has since been generated by the district administration against the school, it would be prudent therefore, at this stage to direct the learned AAG to place the same on record by way of an affidavit and list the matter for further orders. It is further provided that as the report is exhaustive and has dealt with several aspects of the complaint, the pendency of the instant writ petition shall not be a hindrance upon the State respondent to take action upon the same.

List this matter on 08-05-2025.

Judge

Meghalaya
11.04.2025
"Samantha PS"