



Serial No. 02
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

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Date of Order: 27.10.2021

Smt. Edimi Lamurong	Vs.	State of Meghalaya & 3 Ors.
Smt. Persila Pakyntein	Vs.	State of Meghalaya & 3 Ors.
Shri. Rocky Lyngdoh	Vs.	State of Meghalaya & 3 Ors.
Smt. Bifulda Syiemlieh	Vs.	State of Meghalaya & 3 Ors.
Shri. Ruhiwanse Tang	Vs.	State of Meghalaya & 3 Ors.
Smt. Queentina Laloo	Vs.	State of Meghalaya & 3 Ors.
Smt. Dolinda Pohleng	Vs.	State of Meghalaya & 3 Ors.
Smt. Queen July Month Thongni	Vs.	State of Meghalaya & 3 Ors.
Shri. Reformingson Lamare	Vs.	State of Meghalaya & 3 Ors.
Smt. Darity Myllem Umlong	Vs.	State of Meghalaya & 3 Ors.
Shri. Bhaboklang Ryntathiang	Vs.	State of Meghalaya & 3 Ors.
Shri. Rudy Kharkongor	Vs.	State of Meghalaya & 3 Ors.
Shri. Balapdianghun Wanniang	Vs.	State of Meghalaya & 3 Ors.
Smt. Margina Shylla	Vs.	State of Meghalaya & 3 Ors.
Smt. Rita Phawa	Vs.	State of Meghalaya & 3 Ors.
Smt. Sambharika Sungoh	Vs.	State of Meghalaya & 3 Ors.
Smt. Thywill Done Dkhar	Vs.	State of Meghalaya & 3 Ors.
Smt. Badeitilang Nongpluh	Vs.	State of Meghalaya & 3 Ors.
Shri. Dinmiki Pyrhut	Vs.	State of Meghalaya & 3 Ors.
Shri. Iaraplang Kharkongor	Vs.	State of Meghalaya & 3 Ors.
Smt. Rita Ryngkhlem	Vs.	State of Meghalaya & 3 Ors.
Smt. Nital Suna	Vs.	State of Meghalaya & 3 Ors.
Shri. Lurshai Phira Hynniewta	Vs.	State of Meghalaya & 3 Ors.
Shri. Shar Shadap	Vs.	State of Meghalaya & 3 Ors.
Smti. Balawanpli Shisha Tallang	Vs.	State of Meghalaya & 3 Ors.
Smt. Sunday Suting	Vs.	State of Meghalaya & 3 Ors.
Smt. Hatlamin Rymbui	Vs.	State of Meghalaya & 3 Ors.
Smt. Rikynti Gashnga	Vs.	State of Meghalaya & 3 Ors.
Smt. Becky Linda Sumer	Vs.	State of Meghalaya & 3 Ors.
Smt. Deimon Tariang	Vs.	State of Meghalaya & 3 Ors.
Smt. Aroma Thabah	Vs.	State of Meghalaya & 3 Ors.
Smt. Flora June Lytan	Vs.	State of Meghalaya & 3 Ors.
Smt. Daplin Tang	Vs.	State of Meghalaya & 3 Ors.
Smt. Satisfy Naingti	Vs.	State of Meghalaya & 3 Ors.
Smt. Anna Merry Nongrum	Vs.	State of Meghalaya & 3 Ors.
Smt. Rajkumari Rai	Vs.	State of Meghalaya & 3 Ors.
Smt. Shailin Thabah	Vs.	State of Meghalaya & 3 Ors.
Shri. Iantly Jyrwa	Vs.	State of Meghalaya & 3 Ors.
Shri. Ioosar Lanong	Vs.	State of Meghalaya & 3 Ors.
Smti. Deepcybon Khongsit	Vs.	State of Meghalaya & 3 Ors.
Smt. Monica War	Vs.	State of Meghalaya & 3 Ors.



Smt. Uniky Kharnaioir	Vs.	State of Meghalaya & 3 Ors.
Smt. Niwanroy Phawa	Vs.	State of Meghalaya & 3 Ors.
Shri. Langbor Nongpluh	Vs.	State of Meghalaya & 3 Ors.
Shri. Robert Raplang Suchiang	Vs.	State of Meghalaya & 3 Ors.
Smt. Specially Lyngdoh	Vs.	State of Meghalaya & 3 Ors.
Smt. Belsheba Danea Marwein	Vs.	State of Meghalaya & 3 Ors.
Shri. Ialambait Suchiang	Vs.	State of Meghalaya & 3 Ors.
Smt. Premma Donna Patwet	Vs.	State of Meghalaya & 3 Ors.
Shri. John Donkumar Laloo	Vs.	State of Meghalaya & 3 Ors.
Shri. Emkumar S. Syiem	Vs.	State of Meghalaya & 3 Ors.
Shri. Rimius Lamin	Vs.	State of Meghalaya & 3 Ors.

Coram:

Hon’ble Mr. Justice Ranjit More, Chief Justice
Hon’ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. S. P. Mahanta, Sr. Adv. with
Mr. L.M.Sangma, Adv.
Mr. M.Lyngdoh, Adv.

For the Respondent(s) : Mr. A. Kumar, AG. With
Mr. S.Sengupta, Addl. Sr. GA.
Ms. R. Colney, GA.
Mr. K.P.Bhattacharjee, GA
Ms. S.Bhattacharjee, GA.
Mr. H.Abraham, GA.
Ms. Z.E.Nongkynrih, GA.
Ms. I.Lyngwa, GA.
Mr. A.Kharwanlang, GA.

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

Per R.More (CJ)

1. Heard Mr. S.P.Mahanta, learned Sr. counsel for the petitioners and Mr. A.Kumar, learned AG for the respondents.
2. The petitioners in the above applications are situated similarly with the petitioners in MC(WA). No. 35/2020. The petitioners herein have also given explanation for condonation of delay in paragraphs 5, 10, 11, 12, 13, 14 and 15 which we find to be satisfactory.



3. The petitioner members in MC(WA). No. 35/2020 were granted liberty to file representation before the Committee headed by the Chief Secretary/ Additional Chief Secretary, Government of Meghalaya and the said Committee was directed to take a decision on such representations preferably within four months from the date of receipt of the representations. It was further directed if the said Committee accept the representations of the members of the petitioners' association and treat the candidates as untainted, the respondents shall revoke the termination of those teachers and they shall continue in their services as Assistant Teachers in terms of the order dated 14-12-2018 passed by the Division Bench in Review Petition No. 3/2018.

4. In our considered view, since the petitioners in the above applications are similarly situated with that of the petitioners in MC(WA). No. 35/2020, they are entitled for similar treatment. We accordingly disposed of all the above applications by passing the following order:

(i) The petitioners in the above misc. applications are at liberty to file representation before the Committee headed by the Chief Secretary/ Additional Chief Secretary, Government of Meghalaya. Such representations shall be filed within the period of two weeks from today for considering them as untainted teachers. The Committee headed by the Chief Secretary/ Additional Chief Secretary, Government of Meghalaya shall examine the representations of the petitioners in the above misc. applications as per the direction contained in paragraph 2 of the operative part of the order dated 02-11-2017 passed in WA. No. 52/2011 and shall take a decision on such representations expeditiously and preferably within the period of 4(four) months from the date of receipt of the representations. The Committee headed by the Chief Secretary/Additional Chief Secretary, Government of Meghalaya is at liberty to take the assistance of the experts and officers to carry out the scrutiny of the above referred representations expeditiously.



(ii) If the Committee accepts the representations of the petitioners in the above misc. applications and treat them as untainted, the respondents shall revoke the termination of those teachers and they shall continue in their services as Assistant Teachers in terms of the order dated 14-12-2018 passed by the Division Bench in Review Petition No. 3/2018. So far as the petitioners in the above misc. applications whose tainted character is confirmed by the Committee headed by the Chief Secretary/Additional Chief Secretary, Government of Meghalaya are concerned, the consequences as laid down in paragraph 2 of the operative part of the order in WA. No. 52/2011 shall follow.

5. Subject to above, misc. applications are disposed of.

(W. Diengdoh)
Judge

(R. More)
Chief Justice

Meghalaya
27.10.2021
"Samantha PS"

