

HIGH COURT OF MEGHALAYA
AT SHILLONG

WA No.18/2021

Date of Order: 07.12.2021

Smti. Koshilya Choudhury Vs. Union of India & ors

Coram:

Hon'ble Mr. Justice Sanjib Banerjee, Chief Justice
Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. S Thapa, Adv
For the Respondent(s) : Dr. N Mozika, ASG with
Ms. L Jana, Adv

i) Whether approved for reporting in Law journals etc.: Yes/No

ii) Whether approved for publication in press: Yes/No

The appeal is directed against an order summarily dismissing the writ petition on the grounds of alternative remedy and there being disputed facts, despite no affidavits being called from the respondents.

The essence of the appellant's submission is that during the pendency of her suit, inter alia, seeking an injunction restraining the respondents from evicting the writ petitioner and others from the suit premises otherwise than by any procedure established by law, the writ petitioner and others were forcefully evicted from the relevant premises without resorting to any lawful procedure.

The appeal has to be heard.

Let the matter appear a week after the vacation.

In the meantime, it will be open to the parties to resolve the disputes amicably.

List on February 8, 2022.

(W. Diengdoh)
Judge

(Sanjib Banerjee)
Chief Justice

Meghalaya
07.12.2021
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