

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 35 of 2021

Date of Order: 11.02.2021

Shri. Predinath N. Marak Vs. State of Meghalaya & Ors.

Coram:

Hon'ble Mr. Justice Ranjit More, Judge.

Appearance:

For the Petitioner/Appellant(s) : Mr. P.T.Sangma, Adv.

For the Respondent(s) : Mr. B.Bhattacharjee, AAG with
Ms. R.Colney, GA.

1. Heard.
2. Petitioner is a government servant. He was suspended from duty and disciplinary inquiry was initiated against him. Mr. P.T.Sangma, learned counsel for the petitioner submitted that the inquiry has concluded and charges against the petitioner are proved, whereby it is proposed to retire the petitioner compulsorily from service as per the Meghalaya Services Disciplinary Appeal Rules, 2011.
3. The appointing authority thereafter issued show cause notice to the petitioner dated 30-11-2017 asking petitioner to submit his statement of defence within the period of 30(thirty) days. Petitioner was also asked to explain why the Disciplinary Authority under the Rule 8(3) shall not impose the penalties under Rule 7 (5) of the Meghalaya Services Disciplinary and Appeal Rules.
4. It is the case of the petitioner that he has submitted the reply to the Appointing Authority on 08-12-2017, copy of which is annexed as Annexure-12 at page 26 but despite that, till today no further action has been taken and therefore he is before this Court.

5. Mr. B.Bhattacharjee, learned AAG, however seeks some time to take instruction from the concerned authority. Request granted.

6. Stand over to 09-03-2021.

Judge

Meghalaya
11.02.2021
"Samantha PS"

