



Serial No. 11
Supplementary List

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C) No. 421 of 2018

Date of Order: 15.11.2018

Iamonlang Marbaniang

Vs. State of Meghalaya & Ors.

Coram:

Hon'ble Mr. Justice Mohammad Yaqoob Mir, Chief Justice

Appearance:

For the Petitioner(s) : Mr. R. Gurung, Adv.

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

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

ORAL

1) In the background of the facts and circumstances of the case, petition deserves to be disposed of at it threshold stage, as is also agreed to by learned counsel for the parties.

2) The case as setup by petitioner is that she has been temporarily appointed as S.B on compassionate ground for a period of three months renewable further subject to three days break in the scale pay of Rs. 6500-160-7620-EB-210-9510-290-12700/- per month plus other allowances as admissible under rules and posted at Mairang CHC vice Shri Jonesman L. Mawlong, S.B. Mairang CHC transferred with effect from the date of joining till further order.

3) The period of appointment appear to have been renewed from time to time, as is discernible from the order No. NST/I-7/2016-17/1335, dated 05.05.2016 same is reproduced herein under:



**“GOVERNMENT OF MEGHALAYA
OFFICE OF THE DISTRICT MEDICAL & HEALTH OFFICER
WEST KHASI HILLS::NONGSTOIN**

No.NST/I-7/2016-17/1335

Dated: Nongstoin, the 5.5.2016

ORDER

In continuation of this Office Order No.NST/I-7/2015-16/514, Dt. 14.04.2016 the Service of Smt. Iamonlang Marbaniang, Stretcher Bearer, Mairang CHC is hereby extended for another period of 3 (three) months and may renew further but subject to 3 (three) days break with effect from 30.04.2016 (FN) to 27.07.2016 (AN) and till further order.

(DR. W.W.PHIRA)

District Medical & Health Officer
West Khasi Hills, Nongstoin.

Memo.No.NST/I-7/2016-17/1336-39 Dated: Nongstoin, the 5.5.2016
Copy to:-

1. The SDM&HO, Mairang CHC for kind information.
2. The Account Section (General Branch) O/o the DM&HO, West Khasi Hills, Nongstoin for necessary action.
3. The Treasury Officer, West Khasi Hills, Nongstoin for kind information.
4. Smt. Iamonglang Marbaniang, Stretcher Bearer, Mairang CHC for necessary action.

Sd/-

District Medical & Health Officer
West Khasi Hills, Nongstoin”

1) It projected in the petition that the respondents have not disbursed the salary in favour of petitioner from the month of September, 2015 till date, therefore they may be command to release the salary.

2) The petition is disposed of with a direction to the respondents to accord consideration to the case of the petitioner for release of her salary, for the period she has been discharging duties, strictly in accordance with applicable rules, regulations and also subject to satisfactory discharge of duties. In the process of accord of consideration, petitioner shall also be given opportunity of being heard. The respondents shall accord consideration as directed within a period of



6 weeks from the date copy of this order is served upon them. The decision as shall be taken in accordance with rules and regulations, be in affirmative or otherwise whatever permissible shall be conveyed to the petitioner.

3) Right is reserved to the petitioner to re-agitate subject to survival of cause.

4) Disposed of as above.

(Mohammad Yaqoob Mir)
Chief Justice

Meghalaya
15.11.2018
"V. Lyndem PS"

