



Serial Nos. 3-6
Daily List

HIGH COURT OF MEGHALAYA
AT SHILLONG

MC(WA) No. 80 of 2025 with
MC(WA) No. 81 of 2025
MC(WA) No. 82 of 2025
MC(WA) No. 83 of 2025

Date of order: 04.09.2025

1. North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.
 2. The Director General, North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.
 3. Chairman, Governing Council, NECTAR, Shillong.
 4. Union of India, represented by the Secretary, Department of Science and Technology, 2nd floor Vishwakarma Bhawan, Shaheed Jeet Singh Marg, New Delhi-110016.
- ..Applicants**

Vs

Ankit Shrivastava, S/o Shri V.K. Shrivastava, R/o Old Hospital Campus, MG Road, Khargaon (MP). Presently residing at 101, B4 Tower, Gardenia Glory Apartment, Sector-46 Noida, Uttar Pradesh-201303.

....Respondent

1. North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.



2. The Director General, North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.

3. Chairman, Governing Council, NECTAR, Shillong.

4. Union of India, represented by the Secretary, Department of Science and Technology, 2nd floor Vishwakarma Bhawan, Shaheed Jeet Singh Marg, New Delhi-110016. **.....Applicants**

Vs

Simon Phukan, R/o House No.16, MG Road, Uznabazar, Rajbari, Guwahati, Assam. Presently residing at F 103, Pocket A, Near Phase I, DDA Flats, Katwaria Sarai, New Delhi.

....Respondent

1. North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.

2. The Director General, North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.

3. Chairman, Governing Council, NECTAR, Shillong.

4. Union of India, represented by the Secretary, Department of Science and Technology, 2nd floor Vishwakarma Bhawan, Shaheed Jeet Singh Marg, New Delhi-110016. **...Applicants**

Vs

Shri Simanta Das, S/o (L) Robin Chandra Das, R/o Survey of India Campus, Barik Point, Shillong

....Respondent



1. North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.
 2. The Director General, North East Centre for Technology Application and Reach (NECTAR), Autonomous Society under the Department of Science and Technology, Government of India, Headquarter at Survey of India Campus, Bonnie Brae Estate, Barik Point, Shillong-793001, Meghalaya.
 3. Chairman, Governing Council, NECTAR, Shillong.
 4. Union of India, represented by the Secretary, Department of Science and Technology, 2nd floor Vishwakarma Bhawan, Shaheed Jeet Singh Marg, New Delhi-110016. Applicants
- Vs
- Shri Rakesh Kumar Sarmah, R/o Survey of India Campus,
Barik Point, Shillong-793001. Respondent

Coram:

Hon'ble Mr. Justice I.P. Mukerji, Chief Justice
Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance in MC(WA) Nos. 80, 81 & 82 of 2025:

For the Appellants : Dr. N. Mozika, DSGI with
Ms. K. Gurung, Adv.

For the Respondent : Mr. K. Paul, Sr. Adv with
Mr. S. Chanda, Adv.
Mr. S. Khyriem, Adv.
Mr. B. Snaitang, Adv.

Appearance in MC(WA) No. 83 of 2025:

For the Appellants : Dr. N. Mozika, DSGI with
Ms. K. Gurung, Adv.

For the Respondent : Mr B. Wanswet, Adv.
Vice Mrs. P.D. Bujarbaruah, Sr. Adv.



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

Note: For proper public information and transparency, any media reporting this judgment is directed to mention the composition of the bench by name of judges, while reporting this judgment/order.

Having heard learned counsel for the parties and especially the most politely persuasive submission of learned Deputy Solicitor General, each of these applications is disposed of by the following order.

We make the alteration in the last two sentences of the continuing paragraph at page 9 of the judgment and order dated 8th July, 2025 in the following manner. The said two sentences are deleted and substituted by the following:

“The Secretary as Chairman of the Governing Council convened its 9th meeting. The said Council at this meeting cancelled the appointments. This exercise of power by the Governing Council was wrongful and illegal in our opinion.”

The first fresh paragraph of page 9 is deleted and substituted by the following:

“The appointments had every feature of legitimacy and validity. It had thus, attained finality. This was reversed at the said 9th meeting of



the Council. Nothing could have been more unfortunate. The career of aspiring students has been jeopardised by this action.”

The judgment and order dated 8th July, 2025 is modified to the above extent only.

We direct the Registry to carry out this modification in the original order and to issue fresh certified copies accordingly.

(W. Diengdoh)
Judge

(Justice I.P. Mukerji)
Chief Justice