



Serial No.20
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 149 of 2024

Date of Order: 02.06.2025

Shri. Iaineh Nongkhlaw
S/o (L) B.S. Nongdhar,
R/o Upper Lumparing
East Khasi Hills District
Meghalaya-793004

Vs. 1.State of Meghalaya Represented
by the Secretary to the Government
of Meghalaya, District Council
Affairs Department, Shillong.

2. Khasi Hills Autonomous District
Council Represented by the
Secretary, Executive Committee,
Shillong.

3. Executive Committee, Khasi
Hills Autonomous District
Council, Shillong.

4. Secretary (Legislative) Khasi
Hills Autonomous District Council,
Shillong.

5. The Syiem of Myllem, Myllem
Syiemship, Mawkhar Main Road,
Shillong.

6. Shri Donbok Nongkhlaw Rngi,
Son of Trial Nongkhalw Rngi,
Resident of Mawnianglah, Upper
Shillong, East Khasi Hills District,
Meghalaya.

7. Shri Sainborlang Nongkhlaw
Rngi, Son of Smti. Elinda
Nongkhlaw Rngi, Resident of
Mawkhan, Upper Shillong, East
Khasi Hills District, Meghalaya.

.....Petitioner.

.....Respondents.



Coram:

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Appellant(s) : Mr. K. Paul, Sr. Adv. with
Mr. S. Chanda, Adv.
For the Respondent(s) : Mr. J. N. Rynjah, GA. (R: - 1)
Mr. T. T. Diengdoh, Sr. Adv. with
Mr. J. K. Pariat, Adv. (R: 2-4)
Mr. W. Jyrwa, Adv. (R – 5).
Mr. P. Nongbri, Adv. (R: 6 & 7)

ORAL:-

Heard Mr. K. Paul, learned Counsel assisted by Mr. S. Chanda, learned Counsel for the petitioner, Mr. J. N. Rynjah, learned Counsel for the respondent No.1, Mr. T.T. Diengdoh, learned Senior Counsel assisted by Mr. J. K. Pariat, learned Counsel for the respondents No.2 – 4, Mr. W. Jyrwa, learned Counsel for the respondent No.5 and Mr. P. Nongbri, learned Counsel for the respondents No.6 & 7.

By this writ petition the petitioner has assailed the order dated 02-05-2024 by the Deputy chief Executive Member, Khasi Hills Autonomous District Council.

Mr. K. Paul, learned Senior Counsel for the petitioner at the outset points out that the impugned order has been passed by only one Executive Member of the Executive Committee, Khasi Hills Autonomous District Council which is contrary to the provision of Section 25 of the Khasi Hills Autonomous District (Appointment and Succession of Syiem, Deputy Syiem, Electors and Rangbah Shnong of Myllem Syiemship) Act, 2007. He submits that the provision of Section 25 mandates that two or more



members will be authorized to exercise power of the Executive Committee. He submits that the impugned order, as such, is incompetent.

Mr. T. T. Diengdoh, learned Senior Counsel appearing for the Khasi Hills Autonomous District Council does not dispute the submission made on behalf of the petitioner.

In view of the above, without going into the merits of the case, the impugned order dated 02-05-2024 is hereby set aside and quashed leaving the matter to the Executive Committee of the District Council Court for reconsideration.

The writ petition stands disposed of. No Costs.

Judge

Meghalaya
02.06.2025
“Biswarup PS”

