Serial No. 02
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No. 35 of 2025

Date of Decision: 10.11.2025

Smti. Yoolimon Sympli,
D/o Andrico Suba,
R/o Tluh Village, Sutnga,
East Jaintia Hills District,
Meghalaya.

…… **Applicant**

-Vs-

1. Shri. Jerominus Sukhlain,
S/o (L) Patrick Sympli,
R/o Lumthari Village,
P.O Saipung, East Jaintia Hills
District, Meghalaya.

……. **Respondent**

2. State of Meghalaya
Through the Commissioner &
Secretary to the Government of
Meghalaya.
Department of Home (Police),
Civil Secretariat, Shillong

…….. **Proforma Respondent**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Appellant(s)	:	Ms. R. Dutta, Legal Aid Counsel. Mr. S. Thapa, Adv. Mr. S. Chanda, Adv.
For the Respondent(s)	:	Mr. P. Yobin, Adv. with Mr. K.V. Kharlyngdoh, Adv. for R 1. Mr. S. Sengupta, Addl. PP for R 2.

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

JUDGMENT AND ORDER (ORAL)

Per W. Diengdoh, J:

1. Ms. R. Dutta, learned Legal Aid Counsel for the applicant has submitted that through inadvertence, this Misc. Case has been filed, seeking leave of this Court to appeal, however, she prays that this application may be disposed of as not pressed.

2. Mr. P. Yobin, learned counsel appears on behalf of the respondent No. 1 and Mr. S. Sengupta, learned Addl. PP appears on behalf of the respondent No. 2.

3. On prayer so made by the learned Legal Aid Counsel, this Misc. Case is dismissed and stands disposed of as not pressed.

4. Before the appeal is admitted and diarized, the learned Legal Aid

Counsel submits that the appeal has been preferred by the sister of the victim, being aggrieved by the judgment and order dated 29.01.2025 passed by the learned Sessions Judge, Khliehriat in Sessions Case No. 88 of 2022, wherein the accused person therein has been acquitted.

5. At this juncture, Mr. P. Yobin, learned counsel for the respondent No. 1 has raised an objection as to the locus of the appellant, inasmuch as, there is no proof of her being the sister of the said victim.

6. On this short point, this Court is inclined to allow the learned Legal Aid Counsel to produce proof as far as the locus of the appellant is concerned.

7. On the prayer of the learned Legal Aid Counsel to amend the cause title as far as the insertion of the proper provision of law is concerned, this too is allowed, provided the appeal is finally admitted.

8. List the appeal after 2(two) weeks.

(B. Bhattacharjee)
Judge

(W. Diengdoh)
Judge

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