Serial No. 07
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Misc. Case No. 100 of 2026
In WP(C) No. 342 of 2022

Date of Decision: 25.03.2026

1. Shri Rofiqul Islam Mondal,
   S/o (L) Joynal Mondal,
   Resident of Shymding P.S. Phulbari,
   West Garo Hills, Meghalaya.
2. Shri Esmatur G. Momin,
   S/o (L) Abdul Jobbar Sarkar,
   R/o Bholarbhita, P.S. Phulbari,
   District West Garo Hills, Meghalaya.

…….. **Applicants**

- Vs-

1. Shri Nashir Uddin Prodhani,
   S/o Shajahan Prodhani,
   R/o Village Gomaijhora,
   Phulbari P.S. West Garo Hills, Meghalaya.

2. State of Meghalaya,
   Represented by the Secretary to the Government of Meghalaya.
   Education Department, Shillong.

3. The Director School of Education & Literacy, Government of Meghalaya, Shillong,

4. The District School Education Officer,
   West Garo Hills, Tura, Meghalaya.

5. The Principal,
   J.N. Higher Secondary School, Phubari,

West Garo Hills District, Meghalaya.

6. The School Managing Committee,
   J.N. Higher Secondary School, Phulbari,
   West Garo Hills District, Meghalaya.

7. Smri. Bilkis Mondal,
   D/o Rofiqul Islam Mondal,
   R/o Shyamding, P.S. Phulbari,
   West Garo Hills District, Meghalaya.
8. Shri Amit Kr. Paul,
   R/o Phulbari, P.s. Phulbari,
   District West Garo Hills, Meghalaya.

…… **Opp. Parties**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Appearance:

For the Petitioner/Appellant(s)	:	Mr.M.L. Nongpiur, Adv. Ms. R. Fancon, Adv.
For the Respondent(s)	:	Mr. N.D. Chullai, AAG with Ms. Z. Nongkynrih, GA for R/1-3 Mr. M.U. Ahmed, Adv for R/ 6&7 Mr. S.K. Hassan. Adv for R/8&9

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

JUDGMENT AND ORDER (ORAL)

This application has been filed by the applicant herein who are the respondent Nos. 6 & 7 in the main petition.

It is the submission of the applicant that this Court vide order dated 10. 07. 2023 passed in the Main case i.e. WP(C) No. 342 of 2022 has closed the opportunity for filing the counter affidavit by such respondent.

This has caused prejudice to the case of the respondent/applicant herein and as such, prayer is made in this petition to modify the said order and to allow the applicant/ respondent herein to file their counter affidavit.

There is no strong opposition to this prayer by the petitioner or any of the respondent herein, for end of justice, this Court is of the considered opinion that the prayer made be allowed.

Accordingly, this petition is hereby allowed.

The order dated 10. 07. 2023 is hereby modified to the extent that it shall now be relevantly read as “Filing of Counter Affidavit on behalf of the respondent Nos. 6 & 7 is allowed”.

Let the said counter affidavit be filed definitely within the next date fixed.

Petition is disposed of.

Judge

Meghalaya
25.03.2026
“Khraw”

Signature Not Verified
Digitally signed by KHRAWDAPBOR BUHPHANG
Date: 2026.03.26 17:38:19 IST