

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C) No. 49 of 2019

Date of order: 28.02.2019

Shri Motior Islam Vs. State of Meghalaya & Ors.

Coram:

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

Appearance:

For the Petitioner/Appellant(s) : Mr. M.F. Qureshi, Adv.

For the Respondent(s) : Mr. K.P. Bhattacharjee, GA (For R 1-4)
None for R 5

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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. For disposal of this writ petition, presence of respondent No. 5 is not required, therefore, petition is taken up for disposal at its threshold stage. Petitioner, admittedly was posted as Assistant Teacher. In pursuance to the letter No. WGH/MC/DF-17/2017 dated 07.03.2017, petitioner was promoted to the post of Vice Principal of Janapriya Higher Secondary School.

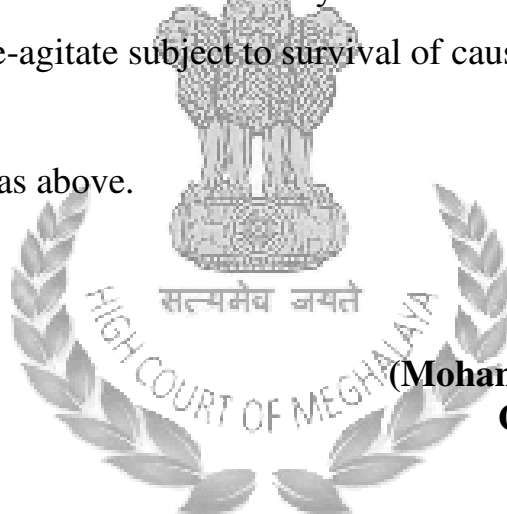
2. Vide order impugned dated 02.05.2018 petitioner has been reverted as per his own request vide his application dated Bholarbhita the 23rd April 2018.

3. Petitioner has filed a detailed application addressed to the District School Education Officer, West Garo Hills, Tura on 28.05.2018 stating therein that the Principal of Janapriya Higher Secondary School had called him to his residence and under threat petitioner has signed on various papers which the Principal had prepared. Later on, petitioner came to know that his signatures were taken for reverting from the post of Vice Principal. It is further stated that his signatures were forcibly obtained, same shall be treated as withdrawn and his position as Vice Principal shall be restored.

4. For considerable period of time when the petitioner could not get any response from the District School Education Officer, West Garo Hills, Tura has filed the instant petition.

5. With the consensus of the learned counsel for the petitioner and respondents No. 1 to 4, petition is disposed of with a direction to respondent No. 4 (District School Education Officer, West Garo Hills, Tura) to accord consideration to the application of the petitioner dated 28.05.2018 and to pass appropriate order thereon whatever permissible, in the process, petitioner shall also be heard. The exercise shall be undertaken and completed positively within a period of six weeks from the date copy of this order is served upon respondent No. 4. However, in case said application has already been disposed of, result of the consideration shall be made known to the petitioner in that eventuality within one week's time. Liberty to the petitioner to re-agitate subject to survival of cause.

6. Disposed of as above.



(Mohammad Yaqoob Mir)
Chief Justice

Meghalaya
28.02.2019
"Sylvana PS"