

Cont. Cas (C) No. 33 of 2018  
In WP(C) No. 347 of 2018

Date of order: 28.02.2019

Shri Akhirul Islam Akond Vs. Shri Jude Rangku T. Sangma

**Coram:**

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

**Appearance:**

For the Petitioner/Appellant(s) : Dr. A. Todi, Adv.  
For the Respondent(s) : Mr. A.G. Momin, Adv.

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

ii) Whether approved for publication in press: Yes/No

**Oral:-**

1. Disobedience of the judgment dated 10.10.2018 rendered in *WP(C) No. 347 of 2018: Shri Akhirul Islam Akond vs. State of Meghalaya & Ors.*, is alleged. In terms of the judgment, respondent BDO was to accord consideration to the representation of the petitioner in accordance with the rules within a period of six weeks, which according to learned counsel for the petitioner did not happen, hence the instant motion initiating contempt proceedings.

2. The respondent BDO has filed an affidavit dated 26.02.2019 stating therein that an amount of Rs. 16, 86, 400/- for the materials in the account of Lower Nolbari Part – II Village Employment Council (VEC) of which petitioner is the Secretary has been credited on 06.10.2018.

3. The representation was filed by the petitioner in the capacity of the Secretary of the VEC as he then was, now there is some different Secretary of VEC but has claimed that he has invested the money from his own pocket, therefore, he is entitled to the same which in effect, is a separate issue to be taken up by him with the VEC in place. There is no question of disobedience, therefore, contempt proceedings do not survive for any

consideration. Closure of the contempt proceedings will not preclude the petitioner from representing before the present VEC for release of payment, if any due to him.

4. Disposed of as above.

**(Mohammad Yaqoob Mir)**  
**Chief Justice**

Meghalaya

28.02.2019

"Sylvana PS"

