

ORDER SHEET FORM MAGISTRATE RECORDS

DISTRICT: EAST JAINTIA HILLS, KHLIEHRIAT.

IN THE COURT OF SHRI F. R. MARAK, Judicial Magistrate First Class

SI No.	Date	Order	Signature
	06.12.2024	<p>C.R. put up today.</p> <p>Complainant is present along with his Ld. Counsel, Smti. O. Bang, who will be representing the complainant from today. Vakalatnama is accordingly filed.</p> <p>Accused, Shri. Mover Lyngdoh, is present along with his Ld. DC, Smti. B. Goyal.</p> <p>Ld. DC submits that Judgment of the Hon'ble Supreme Court of India passed in <i>Druk Fuels Limited Vs. State of Meghalaya &amp; Ors. W. P (C) No. 748/2023, W.P. (C) No. 897/2023 &amp; W. P. (C) No. 1229/2023, with Civil Appeal No. 13069/2024 (@ SLP (C) No. 15310/2023) and Civil Appeal No's. 13070-71/2024 (@ SLP (C) No's 17238-17239/2023 (XIV))</i>, praying that the complainant may be directed to take necessary steps as directed by the Hon'ble Court in the given Judgment.</p> <p>It is to be noted that the matter mentioned above is in connection with the order for dismantling of the Coke units passed by the Office of the Deputy Commissioner, East Jaintia Hills District. <b><u>However, the instant Criminal Complaint case is for violation of Section 37 of the Air (Prevention and Control of Pollution) Act, 1981, and Section 41(1)/44 of the Water (Prevention and Control of Pollution) Act, 1974.</u></b> On perusal of the above Judgment, there is no stay order passed by any of the higher Court with regards to this instant Criminal Complaint case. As such, Ld. DC to approach the proper forum to seek relief with regards to all the grievances as to the non-compliance of the above mentioned Judgment.</p> <p>Pre- charge evidence is to resume.</p> <p>As per Section 244 CrPC, issue summons to CW1 and CW2 to appear via V/C. Complainant to take steps.</p> <p>Fix 10.01.2025 for evidence of CW.</p>	<p>Sd/- Shri.F.R.Marak Judicial Magistrate First Class</p>