

GAHC010027242021



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WA/61/2021

STATE OF SIKKIM AND 7 ORS.
THROUGH THE CHIEF SECRETARY, TASHILING SECRETARIAT, GANGTOK,
EAST SIKKIM.

2: HOME DEPARTMENT

THROUGH THE SECRETARY
GOVT. OF SIKKIM
GANGTOK
EAST SIKKIM.

3: DEPARTMENT OF PERSONNEL

THROUGH THE SECRETARY
GOVT. OF SIKKIM
GANGTOK
EAST SIKKIM.

4: LAND REVENUE AND DISASTER MANAGEMENT DEPARTMENT

THROUGH THE SECRETARY
GOVT. OF SIKKIM
GANGTOK
EAST SIKKIM.

5: THE DISTRICT COLLECTOR

EAST DISTRICT
GANGTOK.

6: THE DISTRICT COLLECTOR

SOUTH DISTRICT
NAMCHI.

7: THE DISTRICT COLLECTOR

WEST DISTRICT
GYALSHING.

8: THE DISTRICT COLLECTOR

NORTH DISTRICT
MANGAN

VERSUS

YOGEN GHATANI AND 20 ORS.
S/O- AMRIT KUMAR, R/O- RHENOCK, EAST SIKKIM.

2:BIBEK TAMANG
S/O- PEMBA TAMANG
R/O- RHENOCK
EAST SIKKIM.

3:ANUPAMA SUBBA
D/O- ANTHONY SUBBA
R/O- PAKYONG
EAST SIKKIM

4:TAPAN RAI
S/O- BASANT RAI
R/O- DIESEL POWER HOUSE ROAD
GANGTOK
EAST SIKKIM.

5:BHAWESH GAZMER
S/O- PRAKASH SINGH GAZMER
R/O- TADONG
NEAR COLLEGE AREA
GANGTOK
EAST SIKKIM.

6:SUSHAN RAI
S/O- LATE BHARAT RAI
R/O- JORETHANG BAZAR
SOUTH SIKKIM.

7:ENISHA CHETTRI
D/O- BHAKTA CHETTRI
R/O- TATHANGCHEN
GANGTOK
SIKKIM.

8:ABINASH CHETTRI

S/O- BHANU BHAKTA CHETTRI
R/O- TATHANGCHEN
GANGTOK
EAST SIKKIM.

9:BISWAS CHETTRI
S/O- BHANU BHAKTA CHETTRI
R/O- TATHANGCHEN
GANGTOK
EAST SIKKIM.

10:SAMIR RAI
S/O- RAJ BAHADUR RAI
R/O- LOWER SICHEY
GANGTOK
SIKKIM.

11:NORGAIN LEPCHA
S/O- NAMGYAL LEPCHA
R/O- DIESEL POWER HOUSE ROAD
GANGTOK
EAST SIKKIM.

12:TEJASWI RAHAPAL
S/O- SANJAY SINGH RAHAPAL
R/O- DIESEL POWER HOUSE ROAD
GANGTOK
SIKKIM.

13:MEENAKSHI GAZMER
D/O- PRAKASH SINGH GAZMER
R/O- NEAR SIKKIM GOVERNMENT COLLEGE
TADONG
GANGTOK
EAST SIKKIM.

14:LALITA TAMANG
D/O- LATE NAR BAHADUR TAMANG
R/O- TATHANGCHEN
GANGTOK
EAST SIKKIM.

15:RUDRA TAMANG
S/O- LATE NAR BAHADUR TAMANG
R/O- TATHANGCHEN
GANGTOK
EAST SIKKIM.

16:YOGESH VERMA
S/O- LATE TEK CHAND VERMA
R/O- NATIONAL HIGHWAY
GANGTOK
EAST SIKKIM

17:HEM KUMAR PRADHAN
S/O- LATE SAN BAHADUR PRADHAN
R/O- CHUJACHEN
EAST SIKKIM.

18:MOHAN LALL RAI
S/O- RAJ LALL RAI
R/O- UPPER BURTUK
GANGTOK
EAST SIKKIM.

19:NAR BAHADUR GURUNG
S/O- PADAM BAHADUR GURUNG
R/O- DIESEL POWER HOSE ROAD
GANGTOK
EAST SIKKIM.

20:JOSEPH TAMANG
S/O- LATE BIRDHOJ TAMANG
R/O- DIESEL POWER HOUSE ROAD
GANGTOK
EAST SIKKIM.

21:NAMGYAL LEPCHA
S/O- WANGDEN LEPCHA
R/O- DIESEL POWER HOUSE ROAD
GANGTOK
EAST SIKKIM

Advocate for the Petitioner : GA, SIKKIM

Advocate for the Respondent : S JOSHI

Linked Case : I.A.(Civil)/324/2021

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Advocate for : GA
SIKKIM

Advocate for : S JOSHI appearing for YOGEN GHATANI AND 20 ORS.

**BEFORE
HONOURABLE THE CHIEF JUSTICE
HONOURABLE MR. JUSTICE SOUMITRA SAIKIA**

ORDER

Date : 03.03.2022

Heard at length.

Mr. U. K. Nair, learned senior counsel appearing for the appellants as well as Mr. K. N. Choudhury, learned senior counsel appearing for the respondents seek to submit written arguments in the matter.

Learned senior counsel for the parties are allowed to submit written arguments within a period of ten days from today.

List again on ***30th March, 2022.***

JUDGE

CHIEF JUSTICE

Comparing Assistant