

GAHC010011662023



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.

For the appellants : Mr. S.S. Dey, Senior Advocate,
Assisted by Mr. Zangpo Sherpa,
Advocate

For the respondents : Mr. K.N. Choudhury, Senior Advocate
Assisted by Ms. S. Chakraborty,
Advocate

– B E F O R E –

**HON'BLE THE CHIEF JUSTICE
HON'BLE MRS. JUSTICE MITALI THAKURIA**

22-06-2023

Heard learned counsel appearing for the parties.

The appeal is admitted for hearing.

The prayer made in the Interlocutory application, being, I.A.(Civil) 1075/2023, shall be considered when the appeal is finally heard. Thus, I.A. (Civil) 1075/2023 is disposed of.

List the appeal for hearing on **22.08.2023**.

JUDGE

CHIEF JUSTICE

Comparing Assistant