

GAHC010027242021



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

**Case No. : WA/61/2021**

1: 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

1: 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 Appellant(s) : Mr. R. Sarmah, Advocate.

For the Respondent(s) : Ms. S. Chakravarty, Advocate for respondent Nos.1 to 21.

**- B E F O R E -**

**HON'BLE THE CHIEF JUSTICE MR. VIJAY BISHNOI  
HON'BLE MR. JUSTICE SUMAN SHYAM**

**04.04.2024**  
*(Vijay Bishnoi, CJ)*

On the request made by Mr. R. Sarmah on behalf of Mr. S.S. Dey, learned senior counsel appearing for the appellants, the matter is adjourned.

List again on **10.05.2024**.

**JUDGE**

**CHIEF JUSTICE**

Comparing Assistant