

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. S.S. Dey, Senior Advocate, assisted by Mr. T.D. Bhutia,
Government Advocate, Sikkim and Mr. D.J. Kapil, Advocate.
For the Respondent(s) : Mr. K.N. Choudhury, Senior Advocate, assisted by 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

29.08.2024

(Vijay Bishnoi, CJ)

Heard the learned counsel for the parties at length.

List this matter again on **24.10.2024** as a part heard matter.

JUDGE

CHIEF JUSTICE

Comparing Assistant