

IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) Nos. 1059-1060 OF 2008

VINOD KUMAR SINHA & ANR. ... Petitioner(s)

Versus

STATE OF SIKKIM & ORS. ... Respondent(s)

ORDER

These transfer petitions were filed for transfer of W.P.(C)No.43 of 2005 and W.P.(C)No.44 of 2005, pending before the Sikkim High court at Gangtok, to any other High Court, but preferably to the Delhi High Court.

Notice had been issued in the matter on 03/10/2008. However, as submitted by Mr. Mariarputham, learned senior advocate appearing for the respondent/State of Sikkim, that in the meantime, the two writ petitions had been dismissed for default on 14/09/2009. In that view of the matter, these transfer petitions have been rendered infructuous. The same are accordingly, dismissed. But this will not prevent the petitioner from taking fresh steps, in the event the writ petitions are restored.

.....J.  
(ALTAMAS KABIR)  
.....J.  
(CYRIAC JOSEPH)

New Delhi,  
November 13, 2009.

ITEM NO.42 COURT NO.4 SECTION XVIA

SUPR EME COUR T OF I ND I A  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 1059-1060 OF 2008

VINOD KUMAR SINHA & ANR. Petitioner(s)

VERSUS

STATE OF SIKKIM & ORS. Respondent(s)

(With appln(s) for stay)

Date: 13/11/2009 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Sushil Kr. Jha, Adv.  
Mr. Rajeev Kumar, Adv.  
Mr. Arup Banerjee, Adv.

For Respondent(s) Mr. A.Mariarputham, Sr. Adv.  
/St.of Sikkim Mrs. Aruna Mathur, Adv.  
Mr. Vimal Dubey, Adv.  
for M/S Arputham, Aruna & Co., Adv.

UPON hearing counsel the Court made the following  
ORDER

The transfer petitions are dismissed in terms  
of the signed order.

(Sheetal Dhingra)  
Court Master

(Juginder Kaur)  
Court Master

[Signed order is placed on the file][