



# IN THE HIGH COURT OF SIKKIM

## ORDER SHEET

Writ Petition (C) .....No. 6 of 199 2002


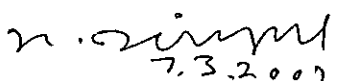
Dina Magar .....Petitioner/Appellant

Versus

State of Sikkim & Others .....Respondent

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
1.	7.3.2002.	<p>Present : Mr. A. Moulik, Advocate for the petitioner.</p> <p>Mr. S. P. Wangdi, Advocate General with Mr. J. B. Pradhan, Govt. Advocate for respondent No. 1.</p> <p>-----</p> <p>Heard the learned Counsel for the petitioner.</p> <p>This Writ petition has been filed as Public Interest Litigation to challenge the allotment orders said to have been made in favour of respondent Nos. 2 and 3 in respect of two portions of land situated at Jorethang Bazar. It is stated in paragraph 14 of the petition that allotment in favour of respondent No. 2 was made vide allotment order No.29(58)4991, UD&amp;HD dated 29<sup>th</sup> February, 1998. Copy of the allotment order has not been filed. No particulars have been given with respect to the allotment alleged to have been made in favour of respondent No.3. The petitioner has alleged that the land allotted to respondent Nos. 2 and 3 has been in use by the children as a children park for a long period. It is also stated that construction has already been started by respondent No.2 of one RCC building over the site allotted to him and concrete pillars have already been constructed and he is taking active steps to cast concrete slab of roof of the basement floor of the RCC building. It is obvious that the petitioner has come too late. There is no authentic</p>	



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		<p data-bbox="310 468 1198 574">record to show that under the master plan, the land in question was earmarked as children park.</p> <p data-bbox="310 627 1198 734">We see no merit in the petition. The petition is dismissed in limine.</p> <div data-bbox="402 760 643 973"> (A. Deb) Judge 7.3.2002</div> <div data-bbox="829 787 1179 973"> (R. Dayal) Chief Justice 7.3.2002</div>	