

IN THE HIGH COURT OF SIKKIM

ORDER SHEET

Writ Petition (C) No. 19 of 199/ 2003

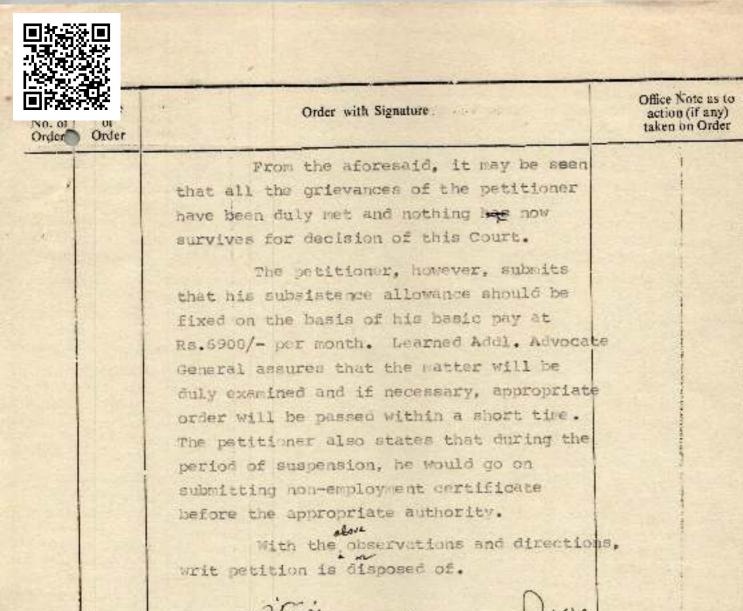
Kashi Kant Jha Petitioner Appellant

State of Skkkim & OthersRespondent

Serial Date So. of of Order Order	Order with Signature	Office Note as to action (if anyl taken on Order
1.7,2003	Present: Petitioner, Mr. Kashi Kant Jha in person. Mr. N. B. Khatiwada, Additional Advocate General assisted by Mr. J. B. Pradhan, Govt. Advocate for the respondents. Heard Mr. Kashi Kant Jha, the petitioner in person. Admit the petition. Let a notice be issued upon the respondents to show cause as to why Rule should not be issued as prayed for or why such order or orders which this Court deems it fit and proper should not be issued. Notice is made returnable on 28.7.2003.No formal notice is called for as Mr. N. B. Khatiwada, learned Additional Advocate General assisted by Mr. J. B. Pradhan, learned Government Advocate accepts notice on behalf of the respondents. However, Mr. K. K. Jha shall supply 2 more extra copies of the writ petition to Mr. Pradhan, learned Government Advocate within 2 days. The matter be listed on 28.7.2003 for necessary orders.	This matter is to be placed before the Horbh Chief Justice. 13.03. Arainada lister 62.03. Arainada lister 62.03. Arainada lister 62.03. Arainada lister 62.03. Arainada lister 62.03.
AU	(N. Surjamant Singh) Acting Chief Justice 1.07.2003	



Serial Date Office Note No. of Order with Signature of Order action (if any) Order taken on Order 2. 28-7-200B The petitioner, Kashi Kant Jha is present. We have heard him and the learned Addl. Advocate General assisted by the learned Govt. Advocate. Grievance of the petitioner in the writ petition is based on four different counts. (1) Mon-payment of salary for the period from 1-9-2001 to 26-9-2001. In the report filed on behalf of the respondents 1 to 5, it has been stated that the salary for the said period amounting Rs.1456/- has been drawn vice Cheque No.015305 dated 23-7-2003. The said Cheque has been handed over today in the Court to the petitioner. He has received the same and submitted a receipt in token thereof. (11) Second grievance of the petitioner is with regard to non-fixing of his basic pay at Rs.6900/- per month. Office Order No.656/ JDE(S) dated 23-7-2003 at annexure A-1 shows that his basic pay has already been fixed at Rs.6900/- per month. (111) Won-payment of acrears of pay and allowances amounting to Rs.34,392/- Cheque bearing Wo.002656 dated 22-7-2003 for Rs.34,392/has been handed over to the petitioner in Court which be has received. He would submit a receipt in token of it. (iv) Fourth grievance is that the period from 16-4-2001 to 11-5-2001 has been treated as Leave Without Pay. In the report, it has now been stated that the order has been varied and the same has been treated as half pay leave vide Office Order No.621/JDE(s) dated 19-7-2003.



(v. Surjamani Singh)
Judge
28-7-2003.

(R.K. Patra) Chief Justice 28-7-2003.

TS/