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IN THE HIGH COURT OF SIKKIM

ORDER SHEET

Writ Petition (C) No. 15 of 1999 2003.

Sikkim Citizens' Forum Petitioner/Appellant
and Another. Versus

State of Sikkim and Ors. Respondent


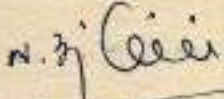
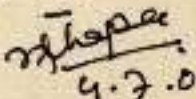
Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
1.	19-6-2003	<p>Present: Maj. T.W. Phunpo, petitioner No.1 in person.</p> <p>Mr. S.P. Wangdi, Advocate General assisted by Mr. J.B. Pradhan, Govt. Advocate for the State.</p> <p style="text-align: center;">---</p> <p>Heard Maj. Tashi Wangdi Phunpo, the President of Sikkim Citizens' Forum representing the petitioners. Upon hearing Maj. Phunpo, it appears to me that this Court require the assistance of the learned Advocate General pertaining to the rules and service conditions of the Director, Officers and employees of N.I.T.</p> <p>The matter be listed tomorrow in the motion column for necessary orders. Mr. Phunpo shall supply the copies of the documents appended to the writ petition to Mr. J.B. Pradhan, learned Govt. Advocate during the course of the day.</p> <p style="text-align: right;">N. S. Singh (N. Surjanani Singh) Acting Chief Justice. 19-6-2003.</p>	
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2. 20	-6-2003	<p>Present: Maj. T.W. Phunpo, petitioner No.1 in person.</p> <p>Mr. S.P. Wangdi, Advocate General assisted by Mr. J.B. Pradhan, Govt. Advocate for the State.</p> <p>---</p> <p>This Court received the good assistance from Mr. S.P. Wangdi, learned Advocate General in terms of the order dated 19-6-2003 passed by this Court in this case in as much as he produced and placed a copy of the Charter of Incorporation of the Sikkim Research Institute of Tibetology before this Court today and highlighted about the powers, management, objects and functions of the Institute. I have perused it. I am of the view that this document has highlighted a lot of things which Court could not see yesterday upon hearing the petitioner in person. The service so far rendered by the learned Advocate General is kept on record and this Court expressed its appreciation to the learned Advocate General for his good service.</p> <p>Heard Maj. T.W. Phunpo, the petitioner in person.</p> <p>Notice of motion be issued upon the respondents to show cause as to why the Rule should not be issued as prayed for or why such other order or orders which this Court deem</p>	<p>Request filed. Notice issued on 23-6-03 20/6/03</p>



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<p>rs/ 3. 4.7.2003</p>	<p>fit should not be passed. Notice is made returnable by 4-7-2003 for which the petitioner is required to take steps for service of notice upon the respondents within three days. The copy of the Certificate of Incorporation of Nangyal Institute of Tibetology of Gangtok as furnished by the learned Advocate General is hereby formed part of the record and the same is marked as 'X' for identification.</p> <p>The matter be listed on 4-7-2003 for necessary orders.</p> <p style="text-align: center;">  (W. Surjmani Singh) Acting Chief Justice 20-5-2003. </p> <p>Present : Mr. T. W. Phunpo, petitioner No.2 in person.</p> <p>Mr. S. P. Wangdi, Advocate General assisted by Mr. J. B. Pradhan, Govt. Advocate for the State-respondent Nos. 2 and 3.</p> <p>Mr. B. R. Pradhan, Advocate for respondent Nos.1,4,5,6 and 7.</p> <p>---</p> <p>Major T. W. Phunpo, the petitioner No.2 is present. Mr. S. P. Wangdi, learned Advocate General assisted by Mr. J. B. Pradhan, learned Government Advocate entered appearance on behalf of the State-respondent Nos.2 and 3. Mr. B. R. Pradhan, learned Counsel entered appearance on behalf of respondent Nos.1,4,5,6 and 7, and the respondent Nos.1,4,5,6 and 7 have filed counter-affidavit.</p> <p>The matter be listed for admission on 16.7.2003.</p> <p style="text-align: center;">  (N. S. Singh) Acting Chief Justice 4.7.2003. </p>	<p><i>Counsel's affidavit has been filed by respondents Nos. 1, 4, 5, 6 and 7.</i></p> <p style="text-align: right;">  4.7.03. </p>

(N. S. Singh)
Acting Chief Justice
4.7.2003.



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4. 16.7.2003 Present : Maj.T. W. Phunpo, petitioner No.2
in person.


Mr. S. P. Wangdi, Advocate General
assisted by Mr. J. B. Pradhan,
Govt. Advocate and Mr. Karma Thinlay,
Asstt. Govt. Advocate for the
respondent Nos. 2 and 3.

Mr. B. R. Pradhan, Advocate for
respondent Nos. 1, 4, 5, 6 & 7.

The petitioner No.2 filed an appli-
cation for adjournment of this case on the
ground that he needs the assistance of a
lawyer who can represent him for his case.

Heard Mr. S. P. Wangdi, learned
Advocate General assisted by Mr. J. B. Pradhan,
Govt. Advocate and Mr. Karma Thinlay, Assistant
Govt. Advocate for State-respondent Nos. 2 and
3 and also Mr. B. R. Pradhan, learned Counsel
for respondent Nos. 1, 4, 5, 6 and 7.

Keeping in view the application for
grant of adjournment, the matter be listed
on 14th August, 2003 for necessary orders.


(N. S. Singh)
Judge
16.7.2003

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Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
5.	14.8.2003	<p>Heard Mr. T. W. Phunpo, writ petitioner No.2 who is also representing the petitioner No.1. Heard also Mr. S. P. Wangdi, learned Advocate General assisted by Mr. J. B. Pradhan, learned Govt. Advocate and Mr. Karma Thinlay, learned Assistant Govt. Advocate for State - respondents 2 and 3 and Mr. B. R. Pradhan, learned Counsel for respondents 1,4,5,6 and 7.</p> <p>The petitioners filed an application for allowing them to withdraw the writ petition with liberty to approach the Government of Sikkim for settlement of their grievances. I have perused the application dated 13.08.2003. Considering the nature of the case, the present writ petition is dismissed, with liberty ^{to the petitioners} to approach the Government of Sikkim/respondents concerned, if so advised.</p> <p>No order as to costs.</p> <p><i>N. S. Singh</i> (N. S. Singh) Judge 14.08.2003</p>	

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