

# IN THE HIGH COURT OF SIKKIM

## CIVIL JURISDICTION

WP (PIL) No. 04 of 20<sup>12</sup>

PADAM BAHADUR CHETTRI

Appellants (s)  
Petitioner (s)

Versus

STATE OF SIKKIM & ORS.

Respondent (s)  
Opposite-party (s)

~~Appellant~~

For \_\_\_\_\_  
Petitioner  
(Advocate (s))

MR. PRATAP KHATI AND MS. PRITIMA SUNAM

Respondent

For \_\_\_\_\_  
~~Opposite Party~~  
(Advocate (s))

MR. J.B. PRADHAN, ADDL. ADVOCATE GENERAL WITH  
MR. KARMA THINLAY, GOVT. ADVOCATE AND MR. S.K.  
CHETTRI, ASSTT. GOVT. ADVOCATE.

Serial No.	Date	Order (s) with Signature (s)
1	2	3
01.	20.02.12 (Kohli, CJ)	<p style="text-align: center;"><b>BEFORE</b></p> <p style="text-align: center;"><b>HON'BLE THE CHIEF JUSTICE MR. JUSTICE PERMOD KOHLI HON'BLE MR. JUSTICE S. P.WANGDI, JUDGE</b></p> <p>Present: Mr. Pratap Khati and Ms. Pritima Sunam, Advocates for the Petitioner.</p> <p>Mr. J.B. Pradhan, Addl. Advocate General with Mr. Karma Thinlay Namgyal, Govt. Advocate and Mr. S.K. Chettri, Asstt. Govt. Advocate for State-respondents.</p> <p style="text-align: center;">...</p> <p>This Public Interest Litigation seeks interference of this Court in exercise of jurisdiction under Article 226 of</p>

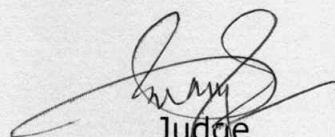
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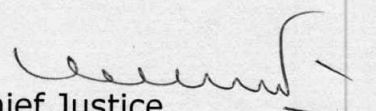
the Constitution of India on the plea that the State Government has made certain allotments in contravention of the provisions of Sikkim Allotment of House Sites and Construction of Building (Regulation and Control) Amendment Act, 2003 read with Circular dated 28.04.2000. From the perusal of the petition, we find that the allegations are vague in nature without any details and particulars as to the beneficiaries of such allotment and the nature of allotment. In absence of such details, no interference is warranted.

At this stage, learned counsel for the petitioner seeks to withdraw this petition with liberty to file a fresh one on securing relevant information.

We grant the prayer.

Petition is dismissed as withdrawn with liberty prayed for.

  
Judge  
20.02.2012

  
Chief Justice  
20.02.2012

rsr/jk

Index : Yes / No  
Internet : Yes / No