

IN THE HIGH COURT OF SIKKIM

CIVIL JURISDICTION

WP (PIL) No. 49 of 20.12

COURT ON SUO MOTU

~~Appellant (s)~~
Petitioner (s)

Versus

THE CHIEF SECRETARY, GOVT. OF SIKKIM & ORS.

Respondent (s)
~~Opposite Party (s)~~


~~- Appellant~~


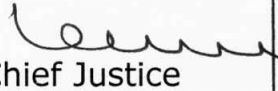
For _____
Petitioner
(Advocate (s))


Respondent

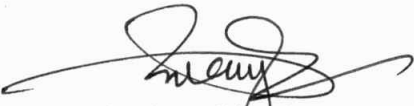
For _____
~~Opposite Party~~
(Advocate (s))

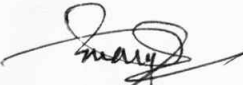

MR. J. B. PRADHAN, ADDL. ADVOCATE GENERAL WITH
MR. S. K. CHETTRI, ASSTT. GOVT. ADVOCATE AND
MR. KARMA THINLAY, CENTRAL GOVT. COUNSEL.

Serial No.	Date	Order (s) with Signature (s)
1	2	3
01.	29.11.12 (Kohli, CJ) 	Present: M/s. J.B. Pradhan, Advocate General with S.K. Chettri, Asstt. Govt. Advocate for the State-respondents No. 1 and 4. ...

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1	2	3
		<p>While going through a news item published in local news-paper "NOW" in its issue dated 26.11.2012, regarding the non-availability of BSNL signal during the period Tatkal bookings are made by the railways, we find that there seems to be some deliberate mischief on behalf of the BSNL functionaries to keep the signal off during the period Tatkal Bookings are to be made by the people. The matter is of serious nature and an explanation is required from the authorities including the Railways as well as BSNL.</p> <p>Notice to the respondents.</p> <p>Mr. J.B. Pradhan, learned Addl. Advocate General accepts notice on behalf of respondents No. 1 and 4.</p> <p>Let notices go to respondents No. 2 and 3.</p> <p>The appearing respondents shall file their reply within 8 (eight) weeks.</p> <p>List on 20.02.2013.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  Judge 29.11.2012 </div> <div style="text-align: center;">  Chief Justice 29.11.2012 </div> </div> <p>Index : Yes / No Internet : Yes / No rsr/jk</p>

Serial No.	Date	Order (s) with Signature (s)
1	2	3
02.	20.02.13	<p style="text-align: center;">BEFORE</p> <p style="text-align: center;">HON'BLE THE CHIEF JUSTICE MR. JUSTICE PERMOD KOHLI</p> <p>Present:</p> <p>M/s. J.B. Pradhan, Advocate General with S.K. Chettri, Asstt. Govt. Advocate for the State-respondents No. 1 and 4.</p> <p>M/s Karma Thinlay Namgyal, Sr. Advocate with Thinlay Dorjee Bhutia, Advocate for respondent No. 2.</p> <p>Mr. P.C. Khati, Advocate for respondent No. 3.</p> <p style="text-align: center;">...</p> <p>Reply on behalf of respondents No. 2 has already been filed.</p> <p>Mr. P.C. Khati, learned Advocate appearing on behalf of respondent No. 3 seeks and is allowed 4 (four) weeks time to file the reply. Respondents No. 1 and 4 may also file their reply within 4 (four) weeks.</p> <p>List on 20.03.2013.</p> <p style="text-align: right;"> Chief Justice 20.02.2013</p> <p>Index : Yes / No Internet : Yes / No</p> <p>pm/jk</p>

Serial No.	Date	Order (s) with Signature (s)
1	2	3
03.	20.03.13	<p style="text-align: center;">BEFORE HON'BLE THE ACTING CHIEF JUSTICE MR. JUSTICE S. P.WANGDI</p> <p>Present:</p> <p>M/s. J.B. Pradhan, Advocate General with S.K. Chettri, Asstt. Govt. Advocate for the State-respondents No. 1 and 4.</p> <p>M/s Karma Thinlay Namgyal, Sr. Advocate with Thinlay Dorjee Bhutia, Advocate for respondent No. 2.</p> <p>Mr. P.C. Khati, Advocate for respondent No. 3.</p> <p style="text-align: center;">...</p> <p>Report filed on behalf of respondents No. 1 and 4 be taken on record.</p> <p>Mr. P.C. Khati, learned Advocate appearing on behalf of respondent No. 3 prays for a short time to file report on its behalf.</p> <p>Considered and allowed.</p> <p>Let a report be filed on or before the next date.</p> <p>List on 23.04.2013.</p> <div style="text-align: right; margin-top: 20px;">  Acting Chief Justice 20.03.2013 </div>
Index : Yes / No Internet : Yes / No pm/jk		

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1	2	3
04.	23.04.13 (Pius CJ)	<p style="text-align: center;">BEFORE HON'BLE THE CHIEF JUSTICE MR. JUSTICE PIUS C KURIAKOSE HON'BLE MR. JUSTICE S. P.WANGDI, JUDGE</p> <p>Present:</p> <p>M/s. Karma Thinlay Namgyal, Sr. Govt. Advocate with S.K. Chettri, Asstt. Govt. Advocate for the State-respondents No. 1 and 4.</p> <p>M/s Karma Thinlay Namgyal, Sr. Advocate with Thinlay Dorjee Bhutia, Advocate for respondent No. 2.</p> <p>Mr. D.K. Siwakoti, Advocate on behalf of Mr. P.C. Khati, Advocate for respondent No. 3.</p> <p style="text-align: center;">...</p> <p>We have gone through the affidavit sworn to by the Secretary, Transport Department, Government of Sikkim. We have also gone through the affidavit dated 20.03.2013 sworn to by the Commercial Inspector of Railways, New Jalpaiguri, Northeast Frontier Railways. We have also noticed the affidavit sworn to by the General Manager, BSNL. It is seen that the issue on the basis of which this Writ Petition (PIL) was taken suo-motu by this Court has been resolved.</p> <p>Under the above circumstances we close this Writ Petition (PIL).</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  Judge 23.04.2013 </div> <div style="text-align: center;">  Chief Justice 23.04.2013 </div> </div> <p>Index : Yes / No Internet : Yes / No pm/jk</p>