

IN THE HIGH COURT OF SIKKIM


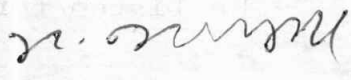
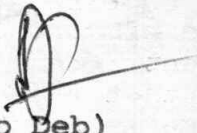
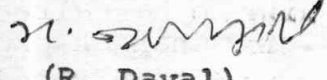
ORDER SHEET


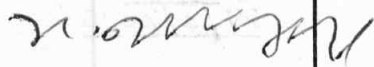
Criminal Misc. CaseNo. 3 of 1992 2000

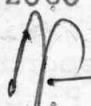
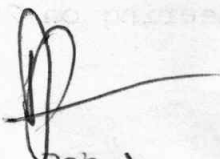
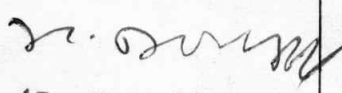
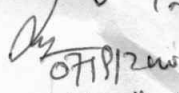
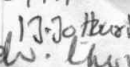
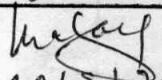
Principal, Sikkim Govt. Law CollegePetitioner/Appellant


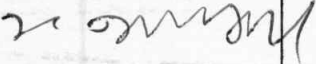

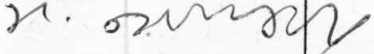
Versus

A. N. Sarkar & AnotherRespondents

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
1.	27.3.2000	<p>Present : Mr. S. P. Wangdi, Advocate General with Mr. Karma Thinlay, Assistant Govt. Advocate for the petitioner.</p> <p style="text-align: center;">---</p> <p style="text-align: center;">Issue notice to the respondents for 15th May, 2000.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;">  (A. Deb) Judge <u>27/3/2000</u> </div> <div style="text-align: center;">  (R. Dayal) Chief Justice <u>27/3/2000</u> </div> </div> <p>at/</p>	<p><i>Notice issued to respondents on 30-3-2000</i></p> <p><i>Notice received on 30.3.2000 by respondent No 2.</i></p> <p><i>A.D. card not received from respondent No 1.</i></p> <p><i>11.5.2000</i></p>
2.	15-5-2000	<p>Present: Mr. S.P. Wangdi, Advocate General with Mr. Karma Thinlay, Asstt. Govt. Advocate for the petitioner. Mr. U.P. Sharma, Advocate for the respondents.</p> <p style="text-align: center;">---</p> <p style="text-align: center;">On request of Mr. U.P. Sharma, put up on 17-5-2000 for orders.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;">  (Anup Deb) Judge. </div> <div style="text-align: center;">  (R. Dayal) Chief Justice. </div> </div>	


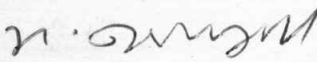
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3.	17.5.2000	<p>Present : Mr. S. P. Wangdi, Advocate General with Mr. Karma Thinlay, Asstt. Govt. Advocate for the petitioner.</p> <p>Mr. U. P. Sharma, Advocate for respondent No.2.</p> <p>-----</p> <p>Sri U. P. Sharma submits that the respondent No.1 wanted to engage him, but he does not want to appear on behalf of respondent No.1 as he is appearing on behalf of respondent No.2 and both the respondents have conflict of interest. He further submits that he shall intimate the respondent No.1 about this.</p> <p>Be listed for orders on 10th July, 2000.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;">  (A. Deb) <u>Judge</u> </div> <div style="text-align: center;">  (R. Dayal) <u>Chief Justice.</u> </div> </div>	
4.	10.7.2000	<p><u>Crl. Misc. Case No.3/2000.</u></p> <p>Present: Mr.S.P.Wangdi, Public Prosecutor with Mr. Karma Thinlay, Asstt. Govt. Advocate for the petitioner. Mr. J.K. Chandak, Advocate for respondent No.1. Mr. Karma Thinley Gyatso, Advocate for respondent No.2.</p> <p>Mr. Chandak submits that respondent No.1 wants to engage him and for this purpose he has already sent Vakalatnama by post. Mr. Chandak expects that this Vakalatnama will be received by him shortly and seeks two weeks' time. Prayer allowed.</p> <p>Mr. Karma Thinley Gyatso appearing on behalf of respondent No.2 submits that</p>	

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		<p>a reply has been filed by respondent No.2. It is not in the file. The Reader is directed to check it up and if it has been filed, the same shall be kept on record.</p> <p>List it on 27-7-2000 for orders.</p> <p> (Anup Deb) <u>Acting Chief Justice.</u></p>	
4.	27-7-2000	<p>Present: Mr. S.P. Wangdi, A.G. with Mr. Karma Thinlay, AGA., for the petitioner.</p> <p>Mr. J.K. Chandak, Advocate for respondent No.1.</p> <p>Mr. Karma Thinlay Gyatso, Advocate for respondent No.2.</p> <p>-----</p> <p>Vakalatnama has already been filed by Mr. J.K. Chandak, learned Counsel for respondent No.1. Learned Counsel for respondent No.1 requests for and is granted one month's time to file counter-affidavit. Reply-affidavit may be filed within 15 days thereafter.</p> <p>Be listed for hearing on 27th September, 2000.</p> <p> (A. Deb) <u>Judge.</u></p> <p> (R. Dayal) <u>Chief Justice.</u></p>	<p>Courtier has no filed by respondent no. 1. Urgent Ret. above: 7/9/2000. As directed list it on 14.9.2000 for hearing, enforced accordingly. R.O.  07/9/2000</p> <p>Informed Adv.  13/9/2000 notice on 7-9-2000 Urgent. 7/9/2000</p> <p>Has ack with lodge the receipt of the notice Urgent 12/9/2000</p> <p>Preliminary objection filed by respondent no 1 on 8-9-2000.</p> <p> 12/9/2000</p>

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
5. 14.9.2000	14.9.2000	<p>Present : Mr. S. P. Wangdi, Advocate General with Mr. Karma Thinlay, Asstt. Govt. Advocate for the petitioner.</p> <p>Mr. S. K. Home Choudhury, Senior Advocate with Mr. J.K. Chandak, Advocate for respondent No.1.</p> <p>Mr. U. P. Sharma, Advocate for respondent No.2.</p> <p style="text-align: center;">---</p> <p>On request of the learned Counsel for the parties, the matter be listed on 19th September, 2000 for hearing.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  (A. Deb) Judge 14.9.2000 </div> <div style="text-align: center;">  (R. Dayal) Chief Justice 14.9.2000 </div> </div>	
6. 19.9.2000	19.9.2000	<p>Present : Mr. S. P. Wangdi, Advocate General with Mr. Karma Thinlay, Asstt. Govt. Advocate for the petitioner.</p> <p>Mr. S. K. Home Choudhury, Senior Advocate with Mr. J.K. Chandak, Advocate for respondent No.1.</p> <p>Mr. U. P. Sharma, Advocate for respondent No.2.</p> <p style="text-align: center;">---</p> <p>Paper book has been filed by the petitioner.</p> <p>On request of Mr. S. K. Home Choudhury, the matter be listed for hearing on 20.9.2000.</p> <div style="display: flex; justify-content: space-around; align-items: flex-end;"> <div style="text-align: center;">  (A. Deb) Judge 19.9.2000 </div> <div style="text-align: center;">  (R. Dayal) Chief Justice 19.9.2000 </div> </div>	

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7.	20.9.2000	<p>Present : Mr. S. P. Wangdi, Advocate General with Mr. Karma Thinlay, Asstt. Govt. Advocate and Mr. B. Kumar, Principal, Sikkim Govt. Law College petitioner in person.</p> <p>Mr. S. K. Home Choudhury, Senior Advocate with Mr. J. K. Chandak and Mr. B. K. Gupta, Advocates for the respondent No.1.</p> <p>None for respondent No.2.</p> <p style="text-align: center;">---</p> <p>The petitioner Mr. B. Kumar submits that in view of the fact that Mr. A. N. Sarkar, Senior Deputy Accountant General has been transferred to Bangalore, he does not consider it necessary to proceed with the application under Section 193 I.P.C. and, therefore, he may be allowed to withdraw the application. The application is dismissed as withdrawn.</p> <div style="display: flex; justify-content: space-around; margin-top: 20px;"> <div style="text-align: center;">  (A. Deb) Judge 20.9.2000 </div> <div style="text-align: center;">  (R. Dayal) Chief Justice 20.9.2000 </div> </div>	

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