

HIGH COURT OF SIKKIM
Record of Proceedings

RFA No. 15 of 2016

STATE OF SIKKIM & OTHERS

APPELLANT(S)

VERSUS

THUPDEN KALDEN BHUTIA AND OTHERS

RESPONDENT(S)

Date: 11.06.2018

CORAM:

THE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE

For Appellant : Mr. Karma Thinlay, Sr. Govt. Advocate with Mr. Thinlay Dorjee, Govt. Advocate, Mr. S.K. Chettri, Asst. Govt. Advocate and Ms Roshni Chhetri, Legal Retainer for Land Revenue & Disaster Management Department.

For Respondent No. 1, 2, 4 &5 : Mr. T. R. Barfungpa, Ms Dorjee Uden Nadik and Ms Ritu Subba, Advocates.

For Respondent No. 3 : None

For Respondent No. 6 : Mr. Sudhir Prasad, Advocate.

For Respondent No. 7 : Mr. Karma Thinlay, Central Govt. Counsel.

For Respondent No. 8 : Mr. Rahul Rathi, Advocate.

ORDER

The instant matter pertains to Section 24 of the Right to Fair Compensation and Transparency in Land Acquisition and Rehabilitation and Resettlement Act, 2013.

This matter is kept in abeyance in terms of the Order of the Hon'ble Supreme Court in "State of Haryana and Ors. vs. M/s G.D. Goenka Tourism Corporation Limited and Anr.", which is as follows;

"Taking all this into consideration, we are of the opinion that it would be appropriate if in the interim and pending a final decision on making a reference (if at all) to a larger Bench, the High Courts be requested not to deal with any cases relating to the interpretation of or concerning Section 24 of the Right to Fair Compensation and

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Transparency in Land Acquisition, Rehabilitation and Resettlement Act 2013. The Secretary General will urgently communicate this order to the Registrar General of every High Court so that our request is complied with.”

Judge
11.06.2018

Index : ~~Yes~~ / No
Internet : Yes / ~~No~~

bp