

**IN THE HIGH COURT OF SIKKIM
CIVIL APPELLATE JURISDICTION**

R. F. A. No.

15

OF

2016

1. State of Sikkim,
Through the Chief Secretary,
Government of Sikkim,
Gangtok, East Sikkim.
 2. The Secretary,
Land Revenue & Disaster Management Department,
Government of Sikkim,
Gangtok, East Sikkim.
 3. The Secretary,
Power & Energy Department,
Government of Sikkim, Gangtok.
 4. The District Collector,
Office of the District Collector,
West District, Gyalshing.
- Appellants.

-VERSUS-

1. Shri Thupten Kalden Bhutia,
S/o Late Chewang Ringzing Bhutia,
R/o Gyalshing, West Sikkim.
2. Ms. Dikeela Kalden,
D/o Shri Thupten Kalden,
R/o Near Triveni Hotel,
Gyalshing, West Sikkim.
3. Shri Rinzing Dadul Kalden,
S/o Shri Thupten Kalden.
4. Ms. Rosyla Kalden,
D/o Shri Thupten Kalden.

5. Miss. Pinkyla Kalden,
D/o Shri Thupten Kalden,
All resident of Gyalshing, West Sikkiim.
6. The Managing Director,
Sikkim Power & Development Corporation,
Gangtok, East Sikkim.
7. The Union of India,
Through: The Secretary,
Ministry of Forest & Environment,
Government of India,
Paryavaran Bhawan, C. G. O. Complex,
Lodi Road, New Delhi.
8. The Director,
M/s Shiga Energy Pvt. Ltd.,
Rabdenling Annex - II,
Adjoining Royal Plaza,
Upper Syari, Gangtok, East Sikkim. ----- Respondents.

PETITIONER
ADVOCATE (S)
FOR ----- Mr. J. B. Pradhan, Addl. Advocate General, Mr. S. K. Chet
and Ms. Pollin Rai, Asstt. Govt. Advocates.

RESPONDENT
ADVOCATE (S)
FOR -----

RFA No. 15 of 2016

State of Sikkim & Ors. vs. Thupden Kalden Bhutia

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

3. 13.12.2016 Present: Mr. J.B. Pradhan, Addl. Advocate General with Mr. S.K. Chettri and Mrs. Pollin Rai, Asst. Govt. Advocates for the State-Appellant.

Mr. B.R. Pradhan, Sr. Advocate with Mr. T.R. Barphungpa, Advocate for Respondent No.1 and 2.

Mr. Pema Bhutia, Advocate for the Respondent No.6.

Mr. Karma Thinlay, Central Govt. Counsel for the Respondent No.7.

Mr. Rahul Rathi, Advocate for the Respondent No.8.

It is reported by learned Counsel for the Appellant that Notice on Respondents No.3, 4 and 5 could not be served by 'dasti', hence it has been dispatched by post.

AD Card not returned.

We may await the same.

I.A. No. 1 of 2016 is taken up, however, it is submitted by the Appellant that it is to be clarified as to where the sum of approximately Rs.3,00,000,00.00 (Rupees three crores) only, has been deposited.

List on 16.02.2017.

Judge
13.12.2016

Index : Yes / No
Internet : Yes / No

ds/bp