

Court No.3.

HIGH COURT OF SIKKIM
Record of proceedings through video conferencing

R.F.A. No.08 of 2020

M/S RAMJILAL TARACHAND

.... APPELLANT

VERSUS

NARESH SUBBA AND ORS.

.... RESPONDENTS

Date:21.07.2021

CORAM

HON'BLE MR. JUSTICE BHASKAR RAJ PRADHAN, J.

For Appellant : Mr. Sudesh Joshi, Advocate.

For Respondent : Mr. A. Moulik, Senior Advocate.
Nos.1 & 2. Ms. K.D. Bhutia, Advocate.
Mr. Jorgay Namka, Advocate.

For Respondent : None.
No.3.

.....

Vide order dated 12.10.2020 this court had directed that the arrears of rent as well as the monthly rent shall be deposited by the appellant before the registry either by opening a separate account or by depositing the sum in any other account of the High Court. On 26.04.2021 this court noted that the monthly rent had not been deposited and two weeks to do so was granted to the appellant.

I.A. No. 02 of 2021 has been filed by the appellant stating that they had complied with the order of this court for depositing the arrear rent but inadvertently instead of depositing the monthly rent in the account of the High Court they had forwarded two cheques for a sum of Rs.60,000/- each favouring Thinlay Karma Peter Topden i.e. respondent no.3 for the months of November 2020 to February 2021 and March 2021 to June 2021.

HIGH COURT OF SIKKIM

Record of proceedings through video conferencing

Mr. Sudesh Joshi, learned counsel for the appellant submits that the appellant is ready and willing to deposit the said amounts of monthly rents within a period of one week and as well as the further monthly rents as directed.

Mr. A. Moulik does not object to the same. The appellant is permitted to deposit the arrears of monthly rent as above within a period of one week from today. As directed, he shall continue to deposit the monthly rent as above.

The application also seeks permission to effect substituted service upon respondent no.3 in compliance with order dated 26.04.2021 passed by this court.

Mr. A. Moulik has no objection if it is allowed. Accordingly, I.A. No 02 of 2021 is allowed as directed.

List the matter on 28.08.2021.

Judge