

RSA No. 01/2016
Furden Tshering Bhutia & Ors. vs. Payjee Bhutia (Sherpa) & Ors.

BEFORE
MR. JUSTICE SATISH K. AGNIHOTRI, CJ.

06. 06.04.17 Present: Mr. B. Sharma, Sr. Advocate with Mr. Bhola Nath Sharma and Mr. Sajal Sharma, Advocates for the Appellants.

Mr. S. S. Hamal with Ms. Dechen Bhutia and Ms. Bhawana Chettri, Advocates for Respondents No. 1, 2 and 3.

Mr. S. K. Chettri and Ms. Pollin Rai, Assistant Govt. Advocates for Respondents No. 4, 5 and 6.

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IA No. 1 of 2017

This is an application filed by the appellants, wherein the appellants submit that to first substantial question of law needs modification, to which learned counsel appearing for the respondents have no opposition and submits that the said substantial question of law may be amended/modified as proposed/submitted by the appellants. Accordingly, the substantial question of law No. 1 is modified as under: -

"Whether the property claimed by the first respondent under alleged Gift Deed is in violation of Revenue Order No. 1 notified on 17.05.1917 and modified subsequently time to time."

The second substantial question of law needs no modification. Accordingly, the application is ordered.

Necessary amendments may be carried out, accordingly.

List it for final hearing on 25.04.2017.

Sd/-
Chief Justice
06.04.2017