

HIGH COURT OF SIKKIM
Record of Proceedings

RSA No.02 of 2018

OLD RUMTEK MONASTERY & ORS.

APPELLANTS

VERSUS

LAMA KARMA DORJEE & ORS.

RESPONDENTS

Date: 23.06.2020

CORAM :

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

For Appellants

Mr. B. Sharma, Senior Advocate.
Mr. B.N. Sharma, Advocate.

For Respondents
R-1 & R-4

Mr. Simeon Subba, Advocate on
behalf of Mr. Jorgay Namka,
Legal Aid Counsel.

R-2 & R-3

Ms. Neetu Tamang, Advocate.

R-5

Mr. S.K. Chettri, Government
Advocate.

R-6

None.

O R D E R

Heard on I.A. No.01 of 2018 which is an application filed by the Appellants seeking condonation of 3 (three) days in filing the Appeal.

None of the Respondents have any objection to the prayer for condonation of delay.

The grounds are considered, found satisfactory and delay condoned.

I.A. No.01 of 2018 accordingly stands disposed of.

I have heard learned Senior Counsel for the Appellants on admission. I have also perused all documents furnished before me including the impugned Judgments, in consideration thereof the following substantial question of law is framed:

“Whether the learned trial Court and the First Appellate Court failed to appreciate the documentary evidence relied on by the Appellants in its correct perspective?”

HIGH COURT OF SIKKIM
Record of Proceedings

Admit the Appeal.

Call for the records of the learned trial Court.

Let Paper Books be prepared.

I.A. No.02 of 2018 is an application filed by the Respondent No.5 seeking to place on record the details of documents pertaining to the Annual Grant-in-Aid and for obtaining necessary order to retain the pending amount in favour of Appellant No.1 i.e. the Old Rumtek Monastery, till the disposal of the instant Appeal.

Not opposed.

Considered.

In view of the "no objection" of the Appellants and the Respondents No.1 to 4, the documents are placed on record and I.A. No.02 of 2018 disposed of.

List on 06.08.2020 for orders.

Judge
23.06.2020