

(can)

IN THE HIGH COURT OF SIKKIM


ORDER SHEET

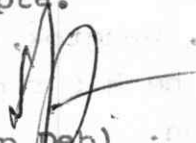
Writ Petition (C) No. 28 of 1992 2000.

T.A.N. Rathinam Petitioner/Appellant

Versus

Union of India & Ors. Respondent

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
1.	6-6-2000	<p>Present: Mr. S.K. Home Choudhury, Senior Advocate with Mr. B.K. Gupta, Advocate for the petitioner.</p> <p>Mr. S.P. Wangdi, Sr. Central Govt. Standing Counsel with Mr. Karma Thinlay, Asstt. Govt. Advocate for respondent Nos.1 to 3.</p> <p>Mr. P.C. Johnny Kutty, Deputy Director, Spices Board, D.P.H. Road, Gangtok, respondent No.4 in person.</p> <p style="text-align: center;">---</p> <p>Heard.</p> <p>It is stated by Mr. S.K. Home Choudhury that a copy of the writ petition has been served upon the Senior Central Government Standing Counsel and upon the respondent No.4, Deputy Director(Development), Spices Board, D.P.H. Road, Gangtok, Sikkim. Respondent No.4 states that he has received a copy of the writ petition.</p> <p>Issue notice upon respondent Nos.1 to 3 and 4. Service of writ petition upon the respondent No.4 is dispensed with. Requisites be filed within seven days.</p> <p>Counter-affidavit, if any, be filed on or before 5-7-2000. Reply, if any, be filed on or before 19-7-2000.</p> <p>List it on 8-8-2000 for hearing.</p> <p style="text-align: right;"> (Anup Deb) Acting Chief Justice.</p>	<p><i>Requisites filed on 12-6-2000 Notice issued on 14-6-2000 Mullong</i></p>

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
2.	6-7-2000	<p>Present: Mr. B.K. Gupta, Advocate for the petitioner. Mr. Karma Thinlay, Asstt. Govt. Advocate for respondent Nos.1 to 3.</p> <p>---</p> <p>This matter is not in today's list. On being mentioned on behalf of respondent No.2, it is taken up.</p> <p>By filing an application on behalf of respondent No.4, a prayer has been made for four weeks' time to file counter-affidavit. Mr. B.K. Gupta, learned counsel for the petitioner submits that he has no objection. Counter-affidavit be filed on or before 3-8-2000. Reply, if any, be filed on or before 18-8-2000.</p> <p>List it on 5-9-2000 for hearing as prayed for by Mr. B.K. Gupta.</p> <p style="text-align: center;"> (Anup Deb) <u>Acting Chief Justice.</u></p>	<p>Office Note as to action (if any) taken on Order</p> <p>Counter filed by respdts. no 1 & 2 with counter of delay on 11-8-2000</p> <p>Counter filed by respdts. no 3 & 4 with condonation of delay</p> <p>As directed by Depy D.O. A.O. 4/11/2000</p>
3.	5-9-2000	<p>Present: Mr. B.K. Gupta, Advocate for the petitioner.</p> <p>Mr. S.P. Wangdi, Sr. Central Govt. Standing Counsel with Mr. K. Thinlay, AGA., for respondent Nos.1 to 3. None for respondent No.4.</p> <p>-----</p> <p><u>CMA No.201/2000</u></p> <p>Heard on the application for</p>	


Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
---------------------	---------------	----------------------	--

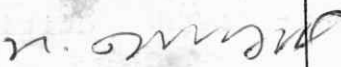
condonation of delay in filing the counter-affidavit filed by the respondent Nos. 1 and 2. The application is allowed. Delay is condoned.

CMA No.200/2000

Heard on the application for condonation of delay in filing the counter-affidavit filed by the respondent Nos. 3 and 4. The application is allowed. Delay is condoned.

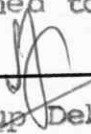
The petitioner requests for and is granted time till 15.9.2000 to file rejoinder. As prayed for by Mr. Gupta, learned Advocate for the petitioner, the matter be listed on 18.9.2000 for hearing on the point of jurisdiction and if necessary on other points also.

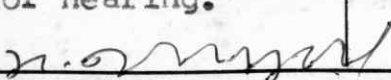

 (Anup Deb)
 Judge.
5-9-2000


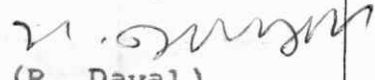

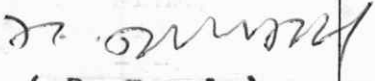

 (R. Dayal)
 Chief Justice
5-9-2000

4. 18-9-2000 Present: Mr. S.K. Home, Choudhury, Sr. Advocate with Mr. B.K. Gupta, Advocate for the petitioner.
 Mr. S.P. Wangdi, Sr. Central Govt. Standing Counsel with Mr. Karma Thinlay, Asstt. Govt. Advocate for respondent Nos. 1 to 3.

On request of Mr. S.K. Home Choudhury, learned counsel for the petitioner, the matter is adjourned to 20-9-2000 for hearing.


 (Anup Deb)
 Judge
 18-9-2000.


 (R. Dayal)
 Chief Justice
 18-9-2000.

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
5.	20-9-2000	<p>Present: Mr. S.K. Home Choudhury, Sr. Advocate with Mr. B.K. Gupta, Advocate for the petitioner.</p> <p>Mr. S.P. Wangdi, Senior Central Govt. Standing Counsel with Mr. Karma Thinlay, Asstt. Govt. Advocate for respondent Nos.1 to 3.</p> <p>---</p> <p>On request of Mr. S.K. Home Choudhury, learned counsel for the petitioner, the matter is adjourned to 21-9-2000 for hearing.</p> <p style="text-align: center;">  (Anup Deb) Judge 20-9-2000. </p> <p style="text-align: center;">  (R. Dayal) Chief Justice 20-9-2000. </p>	
6.	21.9.2000	<p>Present : None for the petitioner.</p> <p>Mr. S. P. Wangdi, Senior Central Govt. Standing Counsel with Mr. Karma Thinlay, Asstt. Govt. Advocate for respondent Nos.1 to 3.</p> <p>---</p> <p>None is present on behalf of the petitioner. The petition is dismissed for default of the petitioner.</p> <p style="text-align: center;">  (A. Deb) Judge 21.9.2000 </p> <p style="text-align: center;">  (R. Dayal) Chief Justice 21.9.2000 </p>	

rsr/

at/