

# IN THE HIGH COURT OF SIKKIM

## ORDER SHEET

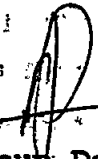
.....Writ Petition.....No. 34 of 2000.

.....Keshor Bahadur Chhetri Petitioner/Appellant

Versus

.....State of Sikkim and Ors.....Respondent

Serial No. of Order	Date of Order	Order with Signature	Office Note as to action (if any) taken on Order
1.	26-6-2000	<p>Present: Mr. S.K. Home Choudhury, Senior Advocate with Mr. B.K. Gupta, Advocate for the petitioner.</p> <p>Mr. S.P. Wangdi, Advocate General with Mr. Karma Thinlay, Assistant Govt. Advocate for the respondents.</p> <p>Heard Mr. S.K. Home Choudhury, learned counsel for the petitioner. It appears that vide order dated 24-7-1986 being Annexure P-5 to the writ petition that the representation for regularisation of past service submitted by the petitioner was considered by the State Government and rejected as it was not entertainable. Thereafter, the State Government once again considered the representation vide Annexure P-6. Vide order dated 6-4-1994, the petitioner was informed as follows:-</p> <p>"With reference to your representation dated 7-10-93 addressed to the Chief Minister of Sikkim requesting to correct your previous service spent in the Rural Development Department and to inform that your requests have been examined by Government thoroughly but those are not found entertainable."</p> <p>After these two representations were disposed of, the petitioner did not challenge the orders. Thereafter, again vide representation dated 15-12-1998 being</p>	

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		<p>Annexure P-8, the petitioner served a notice demanding justice to the effect that if the notice is not disposed of within sixty days, he will have no other remedy but to go to the Court of law for seeking justice. Thereafter also he did not file any case. Mr. S.K. Home Choudhury, learned counsel for the petitioner submits that it is always open to the State Govt. to consider the representation of an employee.</p> <p>The Secretary, Department of Personnel, A.R. and Training is directed to consider the representations filed by the petitioner. It is, however, made clear that in case of rejection of the representations, it shall not be open to the petitioner to say that there has been no delay in coming to a Court of law.</p> <p>The writ petition is disposed of with the above directions.</p> <p style="text-align: center;">             (Anus Deb)  <u>Acting Chief Justice.</u> </p>	<p>Office Note action (if any) taken on Order</p> <p><i>Copy of order has been sent to Secy. D.O.P. on 27-6-2000.</i>  <i>Ughey</i></p>