

HIGH COURT OF SIKKIM
Record of Proceedings through Video Conferencing

WP(C) No. 46/2020

DOLMA KUMARI THATAL & ANR.

PETITIONER (S)

VERSUS

STATE OF SIKKIM & ORS.

RESPONDENT (S)

For Petitioners : Ms. Mon Maya Subba, Advocate.

For Respondents no.1 : Mr. Thinlay Dorjee Bhutia, Govt. Advocate.
& 2 Mr. Sujan Sunwar, Asst. Govt. Advocate.

For Respondent no.3 : Mr. Sudhir Prasad, Advocate.

Date: 16/08/2021**CORAM :****HON'BLE MR. JUSTICE JITENDRA KUMAR MAHESHWARI, CJ.**

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Learned Counsel appearing on behalf of the State Government is absolutely unable to show justifiable reasons for not filing the additional counter affidavit in terms of the order passed in WP (PIL) No. 25/2014 decided on 01.07.2016.

This Court cannot appreciate the reason of compilation of steps taken by the District Collector, East and the Chief Secretary after five years of the direction issued by this Court. Therefore, the reason asking for time is baseless.

In any case, in the interest of justice, subject to payment of cost of Rs.500/- time is granted to file additional counter affidavit within one week.

The amount of cost be deposited by the State Government within a week to Sikkim State Legal Services Authority which shall be utilized by the Authority for the benefit of the juveniles in the State.

Thereafter, rejoinder as directed earlier, be filed within one week.

List this case on 07.09.2021 for further orders.

Chief Justice