

W. P. (C) No. **54** OF 2015

1. Dr. Sandhya Rai,
D/o Lalit Kumar Rai,
R/o Upper Burtuk Gangtok,
East Sikkim.
2. Dr. Prasana Rai,
D/o Lt. B. B. Rai,
R/o Singtam, East Sikkim.
3. Dr. Akithla Nadikpa,
W/o Sonam Palden Bhutia,
Below Modern Sec. School,
D.G.P Bungalow Road,
Upper Tathangchen, Gantok.
4. Dr. Sunita Thapa,
D/o Mr. Nar Bdr. Thapa,
Raj Gram, Namchi, Sourth Sikkim.
5. Dr. Rajiv Gurung,
S/o K. B. Gurung,
Upper Sichey,
Gurung colony, Gantok.

6. Dr. Rabin Rai
S/o Makku Rai,
Lower Tingrithang,
P/o Rabongla, Namchi south Sikkim.
7. Dr. Sanjay Rai
S/o lt. Tek Bdr. Rai
Dalep Reshep, P.O Namphing,
South Sikkim.
8. Dr. Sachika Rai
D/o Mr. Indra Bdr. Rai
Sakyong Onglep,
P/o Gayzing, west Sikkim.
9. Dr. Meenakshi Dahal
D/o Rudra Prasad Dahal
Circular road, Mazi Gaon,
Jorethang, south Sikkim.
10. Dr. Suman Gurung
S/o Ben Kumar Gurung
Samdong, west Sikkim.
11. Dr. Tashi Chopel
S/o Mr. Dorjee Rinchen
5th mile Tadong, east Sikkim.
12. Dr. Salina Tamang
W/o karma Gurmyth Bhutia
Tadong bazaar, Gangtok.
13. Dr. Dawa Dolma Bhutia
W/o Mr. Kalzang Palzor,
Near Central Bank of India,
Mangan, north Sikkim.
14. Dr. Tsewang Donka
D/o Tsewang Rinzing Bhutia
N.S.S.O office, Gairigoan,
Tadong, East Sikkim.

Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
		W.P. (C) No. 54 of 2015 Dr. Sandhya Rai & Ors. vs. State of Sikkim & Ors. BEFORE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE 08. 22.04.2016 Present: Mr. Zangpo Sherpa, Mr. Sangay Gurmey Bhutia and Mr. Zushan Lepcha, Advocates for the Petitioners. Mr. Karma Thinlay Namgyal, Sr. Govt. Advocate with Mr. S.K. Chettri and Mrs. Pollin Rai, Asst. Govt. Advocates for the State-Respondents. Ms. Neera Thapa, Legal Officer for HCHS&FW Department, for Respondent No.3. Mr. J.K. Kharga, Advocate for SPSC, for Respondent No.4. <u>I.A. No. 3 of 2016</u> Heard on I.A. No. 3 of 2016. Mr. Karma Thinlay Namgyal, Learned Senior Government Advocate, submits that as per the decision of the Cabinet and Government, a draft Notification to amend the Sikkim State Direct Recruitment (Special Provision) Rules, 2008, issued vide Notification No. 137/Gen/DOP dated 08.07.2008, has already been submitted to the Law Department for legal vetting. On receipt of the same from the Law Department, the Notification shall be issued and further necessary action for filling up of 50% of the posts from amongst specified temporary employees of the Government shall be initiated thereafter. A copy of letter bearing No. 891/G/DOP dated 20.04.2016, addressed to the Learned

Case No.

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		Additional Advocate General from the Special Secretary, DOPART, has been filed along with the said Petition. Learned Counsel accordingly seeks eight weeks' time to complete the exercise. <i>Per contra</i>, Learned Counsel for the Petitioner prays that in the interim he may be permitted to file his Rejoinder, however, he has no objection to the prayer for time in view of the grounds put forth. Considered submissions. The Petitioners may file their Rejoinder in the interim. Five weeks time is allowed to the Respondents. I.A. No. 3 of 2016 stands disposed of. List on 31.05.2016.  Judge 22.04.2016
Index : Yes / No Internet : Yes / No ds/bp		

IN THE HIGH COURT OF SIKKIM
CIVIL EXTRA ORDINARY JURISDICTION

C.M. Appl. No. 244 OF 2015
(In W.P. (C) No. 54 OF 2015)

Dr. Sandhya Rai & Ors. ----- Petitioners/Applicants.

-VERSUS-

The State of Sikkim & Ors. ----- Respondents.

PETITIONER
ADVOCATE (S)
FOR ----- Mr. Zangpo Sherpa, Mr. Sangay G. Bhutia,
Mr. Deewan Luitel and Mr. Jushan Lepcha.

RESPONDENT
ADVOCATE (S)
FOR ----- Mr. J. B. Pradhan, Addl. Advocate General,
Mr. Karma Thinlay, Sr. Govt. Advocate, Mr. S. K.
Chettri, Asst. Govt. Advocate, Ms. Pollin Rai, Asst.
Govt. Advocate.

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08.	22.04.2016	C.M. Appl. No. 244 of 2015 in W.P. (C) No. 54 of 2015 Dr. Sandhya Rai & Ors. vs. State of Sikkim & Ors. BEFORE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE Present: Mr. Zangpo Sherpa, Mr. Sangay Gurmey Bhutia and Mr. Zushan Lepcha, Advocates for the Petitioners. Mr. Karma Thinlay Namgyal, Sr. Govt. Advocate with Mr. S.K. Chettri and Mrs. Pollin Rai, Asst. Govt. Advocates for the State-Respondents. Ms. Neera Thapa, Legal Officer for HCHS&FW Department, for Respondent No.3. Mr. J.K. Kharga, Advocate for SPSC, for Respondent No.4. ----- List along with W.P. (C) No. 54 of 2015 on 31.05.2016.  Judge 22.04.2016 Index : Yes / No Internet : Yes / No ds/bp