

IN THE HIGH COURT OF SIKKIM
CIVIL EXTRA ORDINARY JURISDICTION

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 Tsewong Rinzing Bhutia
N.S.S.O office, Gairigoan,
Tadong, East Sikkim.

15. Dr. Tshering Zomba Lachenpa
D/o Mrs. Saney Lachenpa
PWD Guest house,
Lachen North Sikkim.

16. Dr. Bunnu Pakimo
W/o. Phintso Dupchen Bhutia
Opp. Hyundai show room,
Metro point, lower Tadong,
East Sikkim.

17. Dr. Deepak Dhakal
S/o Nilakanta Dhakal.
Central Pendum,
East Sikkim.

18. Dr. Dubzor Lepcha
S/o Thendup Lepcha
Tingbong unit, upper Dzongu,
North Sikkim.

19. Dr. Aren Lepcha
D/o lt. Phurzang Lepcha
Near Public ground,
North Sikkim.

20. Dr. Bal Krishna Chauhan
S/o lt. Chakra Bdr. Chauhan
Maibasey, Soreng,
West Sikkim.

21. Dr. Deki Ongmo Lachenpa
D/o Mr. Karma Jigmee Lachenpa
Old SNT Road, Mangan.

22. Dr. Srijana Subba
W/o Sagar Subba
Gayzing, West Sikkim.

23. Dr. Ram Bdr. Rai
S/o Buddhi Man Rai
Khoia Ghari Ward.
Namchi, south sikkim.

24. Dr. Navin Subba
Near Singtam District Hospital,
Singtam, East Sikkim.
25. Dr. Rajesh Kharel
S/o Lt B.P. Kharel
Mamring, South Sikkim.
26. Dr. Twinkey Bhutia
W/o Mr. Rinzing Chopel
Gairi gaon, Chandmari, Gangtok.
27. Dr. Sheetal Chettri
W/o Vyas Vivek Sharma
Savari road Gangtok.
28. Nima Dolma Sherpa
D/O Late T.T. Sherpa
Deorali, Gangtok, East Sikkim
29. Roshnee Tamang
D/O Late Radesh Tamang
Lower Samdur Ranipool
East Sikkim
30. Dr. Dichen Ongmu Bhutia
D/O Rinchen Bhutia
5th Mile Tadong, Gangtok.
31. Dr. Reena Tamang
D/O Dilip Tamang,
Nava Bazar, West Sikkim.
32. Dr. Birendra Subba
S/O M.S. Subba
Timburbong, Soreng,
West Sikkim
33. Dr. Pratik Rasaily
S/O Adam Bdr. Rasaily
Nandugaon South Sikkim

34. Dr. Mayel P. Lepcha,
D/o S. D. Lepcha,
Tadong, East Sikkim.
35. Dr. Aden Bhutia,
D/o Angi Bhutia,
Yuksom West Sikkim. ----- Petitioners.

-VERSUS-

1. The State of Sikkim,
Through Chief Secretary,
Government of Sikkim,
Gangtok, East Sikkim.
2. Secretary,
Department of Personal, ADM, Reforms
Training and Public Grievances,
Government of Sikkim, Gangtok, East Sikkim.
3. Secretary,
Health Care, Human Services and
Family Welfare Department,
Government of Sikkim,
Gangtok, East Sikkim.
4. Secretary,
Sikkim Public Service Commission,
Government of Sikkim,
Gangtok, East Sikkim. ----- 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.

Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
09.	31.05.2016	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, Ms. Mon Maya Subba and Ms. Doma Lepcha, Advocates for the Petitioners. Mr. J.B. Pradhan, Addl. Advocate General and Mr. Karma Thinlay Namgyal, Sr. Govt. Advocate with Mr. S.K. Chettri and Mrs. Pollin Rai, Asst. Govt. Advocates, Ms. Sangita Pradhan, Legal Officer (DOPART), Ms. Neera Thapa, Legal Officer (HCHS&FW Department) and Mr. J.K. Kharga, Advocate (SPSC) for the State-Respondents. <u>I.A. No. 4 of 2016</u> This Application has been filed by the Petitioners submitting therein that Notification bearing No. 89/GEN/DOP dated 28.4.2016 has been notified amending the Sikkim State Direct Recruitment (Special Provisions) Amendment Rules, 2016. Subsequently, a Circular bearing No. 382/GEN/DOP dated 06.05.2016 was also issued, and by such issuance, the Sikkim State Direct Recruitment (Special Provision) Rules, 2008, which was earlier kept in abeyance was also vacated. A copy of the said Notification dated 28.4.2016 and Circular dated 06.05.2016 are being filed vide this I.A. The same are taken on record. Learned Counsel for the Petitioners seeks to file response. List on 06.06.2016.  Judge 31.05.2016
ds/bp	Index : Yes / No Internet : Yes / No	

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.

		BEFORE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE Present: Mr. Zangpo Sherpa, Mr. Sangay Gurmey Bhutia, Ms. Mon Maya Subba and Ms. Doma Lepcha, Advocates for the Petitioners. Mr. J.B. Pradhan, Addl. Advocate General and Mr. Karma Thinlay Namgyal, Sr. Govt. Advocate with Mr. S.K. Chettri and Mrs. Pollin Rai, Asst. Govt. Advocates, Ms. Sangita Pradhan, Legal Officer (DOPART), Ms. Neera Thapa, Legal Officer (HCHS&FW Department) and Mr. J.K. Kharga, Advocate (SPSC) for the State-Respondents. ----- List along with W.P.(C) No. 54 of 2015 on 06.06.2016. Sd/- Judge 31.05.2016
09.	31.05.2016	
Index	: Yes / No	
Internet	: Yes / No	
ds/bp		