

High Court of Sikkim

Record of proceedings

WP(C) No.60 of 2016

Sikkim Students Welfare Association of Chandigarh and Others **Petitioners**

VERSUS

State of Sikkim & Others

Respondents

Date : 14-11-2019

CORAM : THE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE.

For Petitioners Ms. Tashi Choden Trokhangpa, Advocate.

For Respondents

R-1, 2 & 6 Mr. S. K. Chettri, Assistant Government Advocate.
Ms. Pollin Rai, Assistant Government Advocate.

R-3, R-8 & R-9 Mr. Karma Thinlay, Central Government Advocate.

R-4 Mr. A. K. Upadhyaya, Senior Advocate.
Mr. D. K. Siwakoti, Advocate.

R-5 Mr. Manish Kr. Jain, Advocate.

R-7 Mr. Leonard Gurung, Advocate.

ORDER

Heard on I.A. No.10 of 2019 which is an application filed by the Petitioners praying for directions to the Respondent No.4 for payment of compensation to them.

Learned Senior Counsel for the Respondent No.4 seeks to file response to the application.

A reply to the Show Cause Notice dated 06-09-2019 has been filed by the Respondent No.4 wherein the Respondent No.4 has extended unconditional apology. In view of the same, it is accepted.

However, it is observed that merely because an unconditional apology has been filed and accepted, it does not absolve the Respondent No.4 from paying Rs.1,00,000/- (Rupees one lakh) only,

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to each of the Petitioner-Students, in terms of the Order of this Court dated 22-07-2019. The Respondent No.4 shall make the payment within two weeks from today.

Learned Senior Counsel for the Respondent No.4 has placed before this Court a copy of the Order dated 13-11-2019, passed by the Hon'ble Punjab & Haryana High Court, in CWP No.29701 of 2019 (*I. K. Gujral Punjab Technical University vs. University Grants Commission and Another*). The Order *inter alia* reflects a possibility of the University Grants Commission (UGC) considering granting of Degrees to Students who took admission in various Courses during the period 2011 to 2014 in the Petitioner-University (Respondent No.4 before this Court) contingent upon a representation being made to the UGC within two weeks from 13-11-2019 by the Respondent No.4.

It is submitted by Learned Central Government Counsel for the Respondent No.8, UGC, that he requires sometime to seek instructions in the matter.

Considered, in view of the time afforded by Order *supra* dated 13-11-2019, list on 17-12-2019.

In the meantime, let response be filed by the Respondent No.4 to I.A. No.10 of 2019.

Judge
14-11-2019

Index : Yes/No

Internet : Yes/No

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