

WP (Crl.) No. 02/2016
Harka Bdr. Subba vs. Nirmal Chaya, NGO & Ors.

BEFORE
MR. JUSTICE SATISH K. AGNIHOTRI, CJ

10. 24.05.17 Present: Ms. Rachhitta Rai and Ms. Sushila Thapa, Advocates for the Petitioner.

Ms. Babita Rai, Advocate as '*Amicus Curiae*'.

Mr. J. B. Pradhan, Public Prosecutor with Mr. S. K. Chettri and Mrs. Pollin Rai, Assistant Public Prosecutors for the State.

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The Joint Director, Social Justice, Empowerment & Welfare Department, Government of Sikkim, has submitted a Status Report on 23.05.2017, stating clearly that the minor girl has been admitted to the school, namely, Tadong Senior Secondary School, in VIII standard and is attending classes regularly. It is also stated in that report that even, on completion of her age of 18 years, she may be provided with financial support to pursue her further study with intent to facilitate child's reintegration in the mainstream.

The *Amicus Curiae*, appointed by this Court, had also submitted a Report on 15.03.2017, on meeting the minor girl, stating that she is happily attending classes and has no grievance at all.

The question as to whether she is willing to join her parents at this stage, shall be examined on the next date of hearing. Ms. Rachhitta Rai and Ms. Sushila Thapa,

Advocates appearing for the Petitioner, are advised to seek instructions from the Petitioner, Mr. Harka Bahadur Subba in this regard and make him available in the Court on the next date of hearing.

The State Government is directed to produce the minor girl on the next date of hearing to verify her consent.

Both the reports are taken on record.

Call on 28.06.2017.

Chief Justice
24.05.2017

pm/jk **Index : ~~Yes~~ / No**
 Internet : Yes / ~~No~~