

WP (PIL) No. 01/2015

IN RE HIGH COURT OF SIKKIM

WITH

WP (PIL) No. 10/2017

IN RE-INHUMAN CONDITION IN 1328 PRISONS

For petitioner : Mr. A.K. Upadhaya, Sr. Advocate.
Mr. Jorgay Namka, Amicus Curiae.

For State respondent : Mr. Vivek Kohli, Advocate General.
Ms. Y.W. Rinchen, Govt. Advocate.

For respondent SLSA : Ms. Navtara Sarda, Advocate.

Date: 16/03/2021

CORAM :

HON'BLE MR. JUSTICE JITENDRA KUMAR MAHESHWARI, CJ.
HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, J.

...

PER J.K. MAHESHWARI, CJ

In furtherance to the Order dated 30.11.2020, the State Government has to submit the sanction report regarding the estimated amount to which extension of barrack nos. 5, 6, 7, 8, 9 and 10 of State Central Prison, Rongyek was prepared.

The another explanation was required to be submitted regarding preparation of the Master Plan for the State Central Jail at Rongyek to which the time up to last week of February or first week of March, 2021 was sought.

Today, we have seen the affidavit dated 15.03.2021 filed by Yadav K. Sharma who is said to be the Joint Director, Home Department, Government of Sikkim in which it is said that the Committee constituted as per the Notification dated 15.10.2020 have held meetings on 08.12.2020 and 22.01.2021 discussing all issues regarding overcrowding, amenities, de-addiction and detoxification Centre for Prisoners. What discussion is made is not reflected in the affidavit nor any proceedings of the meeting of the Committee are on

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record. In paragraph-4 it is said that the Committee has made a substantial progress.

In terms of the previous Order, by the affidavit of the Joint Director, it cannot be treated as compliance. At this stage, Mr. Advocate General requests for three weeks' further time. We allow such time with reluctance. Let the affidavit complying the Order dated 30.11.2020 be filed.

The affidavit filed on 15.03.2021 by the Joint Director, Home Department, Government of Sikkim is not a compliance, therefore, it is ignored after taking note.

List this case for further Orders on 16.04.2021.

Judge

Chief Justice