

W. P. (PIL) No. 05/2016
In RE: DEBACLE IN UPPER DZONGU

BEFORE

MR. JUSTICE SATISH K. AGNIHOTRI, CJ &
MRS. JUSTICE MEENAKSHI MADAN RAI, J.

11. 05.04.17 Present: Mr. B. R. Pradhan, Senior Advocate (*Amicus Curiae*)
(Agnihotri, CJ) with Ms. Tshering Palmoo Bhutia, Advocate for the
Petitioner.

Mr. Karma Thinlay, Sr. Govt. Advocate with Mr. S.K. Chettri and Ms. Pollin Rai, Assistant Government Advocates for the State.

Mr. N. Rai, Sr. Advocate with Ms. Tamanna Chhetri and Ms. Malati Sharma, Advocates for the Applicants/Intervenors.

Mr. Rinzing Chewang Bhutia, Special Secretary, Land Revenue & Disaster Management Department, Government of Sikkim.

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Mr. Rinzing Chewang Bhutia, Special Secretary, Land Revenue & Disaster Management Department, Government of Sikkim is present in the Court and submits that the process of draining out of the dam shall commence within a period of ten days.

In the meantime, re-settlement and rehabilitation, as directed earlier, of the effected people be completed.

IA No. 01/2017 (Application for impleadment/intervention)

The applicants/intervenors, stated to be Panchayats of Upper Dzongu region representing the people of Upper Dzongu, are seeking a direction to preserve the lake formed due to landslide in River Kanaka or in alternative to complete the construction of road from Mantam to Kayem

and also to construct a bridge from Kayem to Sebem before breaching the dam.

The application for impleadment is allowed. The applicants are at liberty to file proper affidavit. The authorities are directed to consider the grievance of the applicants/interveners, reasonably.

Call on 01.05.2017.

Sd/-
Judge
05.04.2017

Sd/-
Chief Justice
05.04.2017

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