

**WP(PIL) No.09 of 2016**

IN RE: PIPON AND GAMBOS OF LACHEN DZOMSA

Date: 03.09.2020

CORAM:

**HON'BLE MR. JUSTICE ARUP KUMAR GOSWAMI, CHIEF JUSTICE**  
**HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE**

...

(ARUP KUMAR GOSWAMI, CJ)

Heard Mr. Bhusan Nepal, learned Amicus Curiae. Also heard Mr. Sudesh Joshi, learned Additional Advocate General, Sikkim appearing for respondent no.1 and Mr. Karma Thinlay, learned Central Government Counsel appearing for respondent nos.2, 3 and 4.

An affidavit was filed on behalf of respondent no.4 on 06.08.2020. An additional affidavit was also filed on behalf of respondent nos.2 and 4 on 27.08.2020.

Mr. Thinlay submits that all payments have been made for Lachen, Lachung and Chungthang block except in case No.SK/191/HRG as it appears that some portion of the land is in occupation of GREF. He, however, concedes that earlier payment in respect of aforesaid case was made by the Army. It is also submitted that revised payment from March, 2019 as per order dated 10.06.2019 of this Court has not been made yet .

It is noted that the aforesaid order of this Court was assailed by the Union of India in SLP(C) No.6175/2020 (Union of India vs. Pipon and Gambos of Lachen Dzomsa & Ors.) which was dismissed by the Hon'ble Supreme Court imposing a cost of Rs.1,00,000/-.

**HIGH COURT OF SIKKIM**  
**Record of Proceedings through Video Conferencing**

Mr. Thinlay submits that he may be granted six weeks' time to ascertain the status of revised payment of hire charges as well as to ascertain whether issue relating to Case No.SK/191/HRG has been resolved.

The respondent no.1 has filed an affidavit stating that the Directorate of Economics, Statistics, Monitoring and Evaluation, Government of Sikkim had submitted final Social Impact Assessment (SIA) report to the Secretary, Department of Land Revenue and Disaster Management vide letter dated 06.07.2020. It is stated that translation of Chapter I to Chapter VI of SIA to Bhutia language is complete but translation in respect of Nepali and Lepcha languages is awaited.

Mr. Joshi also prays for six weeks' time to ascertain the latest position.

Considering the matter in its entirety, Registry is directed to list this case on 20.10.2020.

**Judge**

**Chief Justice**

Avi/