GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT, GANGTOK

NOTIFICATION NO. 1/10/LR(S) DATED: 3/1/2002.

NOTICE UNDER SECTION (4) OF LAND ACQUISITION ACT 1894 (Act of 1894)

WHEREAS it appears to the Governor that land is likely to be needed for the public purpose, not being a purpose of the Union namely, for the construction of Staff Quarter and Hostels of the Polytechnic Institute by Education Department, Government of Sikkim in the block of Chisopani, East Sikkim, it is hereby notified that the pieces of land comprising cadastral plot No. 350 (P) 352, 354, 355, 352/658 & 356/659 and measuring more or less 0.5743 hectare bounded as under is likely to be needed for aforesaid public purpose at the public expenses within the aforesaid block of Chisopani.

East: Banjo Land of Lall Narayan and Kholsa
West: Banjo Land of Passang Lepcha
North: N.H. Way 31 ‘A’ and Banjo land of N. Targain
South: Singtam Kholsa.

This notification is made under the provision of Section 4 of Act 1 of 1894 to all to whom it may concern.

A plan of the land may be inspected in the Office of District Collector, East.

In exercise of the powers conferred by the aforesaid Section the Governor is pleased to authorize the Officers for time being engaged in the undertaking, with their servants and workman to enter upon and survey the land and do all other acts required or permitted by that Section.

And whereas there is urgency to acquire the land, the Governor is further pleased to direct U/S 17 (4) that the provision of Section 5-A of the Act shall not apply.

Commissioner –cum-Secretary,
Land Revenue Department,
Government of Sikkim,
Gangtok.
File No. 10/LR(S).
The State Government is hereby pleased to constitute a Committee to look into the organizational aspects for successful implementation of Vision Document and the Sikkim Human Development Report 2001.

The committee shall consist of the following members:

1. Principal Secretary –cum-Development Commissioner  Chairman
2. Principal Secretary, Finance      Member
3. Commissioner-cum-Secretary, Personnel, AR & Training  Member

The terms of reference of the Committee shall be as under:

1. To examine the Report of the Administrative Reforms Commission under the chairmanship of Shri T.P. Sharma and make suitable recommendations.
2. To examine the Vision Document sector-wise and to recommend specifically in regard to the right sizing of the departments.
3. Proper management of constituted services and also activate the system of redressal of grievances of government employees.
4. Transfer and posting of government employees.
5. To examine introduction of voluntary retirement scheme for government employees.
6. Effective coordination and control by Heads of Departments.
7. Coordination through the District Collectors and measures to bring about effective measure for such coordination.
8. Improving the efficiency of the delivery system etc.
9. Any other matter that committee may feel necessary.
10. The committee may co-opt any other member that it feels fit and necessary.

The Committee shall submit its report within three months from the date of the Notification.

By Order.

S.K. GAUTAM,
ADDITIONAL SECRETARY,
F.NO. GOS/HOME-II/2000/236

1. In the said Notification after the words and brackets, “District Relief Committee (DLRC)” appearing in the first paragraph, the words “is hereby reconstituted” may be inserted.

2. In the second paragraph, immediately following the words and fullstop “the Sikkim Relief Manual” the following sentence may be added, namely:-

“To facilitate timely response, the District Collectors are hereby empowered to requisition infrastructure like Schools, Community halls, Panchayat Bhawans etc., when required, without having to obtain permission from concerned agencies.”

S.D. BASI, IAS,
RELIEF COMMISSIONER-CUM-SECRETARY,
LAND REVENUE DEPARTMENT.
NOTIFICATION

This Schedule of Rate 2001 for Civil Engineering Works, already approved by the Government, is hereby notified. The contingencies provision is to be kept at 4% of the estimated cost.

S. LADEN,
JOINT SECRETARY,
ROADS & BRIDGES DEPARTMENT,
GANGTOK

SCHEDULE OF RATES – 2001
(CIVIL ENGINEERING WORKS)

<table>
<thead>
<tr>
<th>SL. NO.</th>
<th>PARTICULARS OF ITEMS</th>
<th>UNIT</th>
<th>RATES (RS)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Quarrying of stone</td>
<td>10 cum</td>
<td>1362.00</td>
</tr>
<tr>
<td>II</td>
<td>Quarrying of stone chips.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>a.</td>
<td>10 mm &amp; down guage</td>
<td>10 cum</td>
<td>7328.00</td>
</tr>
<tr>
<td>b.</td>
<td>20 mm &amp; down guage</td>
<td>10 cum</td>
<td>4413.00</td>
</tr>
<tr>
<td>c.</td>
<td>21 mm to 25 mm</td>
<td>10 cum</td>
<td>3830.00</td>
</tr>
<tr>
<td>d.</td>
<td>26mm to 38 mm guage</td>
<td>10 cum</td>
<td>3340.00</td>
</tr>
<tr>
<td>e.</td>
<td>39 mm to 64 mm guage</td>
<td>10cum</td>
<td>2956.00</td>
</tr>
<tr>
<td>III.</td>
<td>Quarrying of Sand</td>
<td>10 cum</td>
<td>1627.00</td>
</tr>
<tr>
<td>IV.</td>
<td>Quarrying of Soil</td>
<td>10 cum</td>
<td>388.00</td>
</tr>
</tbody>
</table>
2. SLIP CLEARANCE

I. cutting & clearing of mixed soil slip & throwing of spoils for
   30 M lead and 3 M lift, all complete 100 cum 1627.00
II. cutting & clearing of boulderslip & throwing of spoils, stacking
    of serviceable stones at site, all complete. 100 cum 2832.00

3. HILL CUTTING WORKS

I. Hill cutting in mixed soil I/c throwing of spoils for all leads
   and lifts complete. 100 cum 2315.00
II. Hill cutting in soft rock, decomposed rock I/c throwing of
    Spoils for all leads & lifts complete 100 cum 2994.00
III. Hill cutting in hard rock I/c throwing of spoils for all leads
     & lifts, I/c stacking of serviceable stone at site, all complete. 100 cum 4820.00
IV. Hill cutting in hard rock using explosive I/c throwing of spoils
    For all leads & lifts stacking of serviceable stone at site, all
    Complete. 100 cum 6649.00
V. Stacking of useful materials obtained from cutting,
    all complete. 100 cum 195.00

4. FOUNDATION WORKS

I. Excavation in foundation trenches in mixed soil I/c
   throwing of spoils with 1.5 lift and 30 m lead from work site.
   100 cum 2728.00
II. Excavation in foundation trenches in soft rock I/c throwing of
    Spoils & stacking of useful materials obtained from excavation within
    1.5 m lift & 30 m lead from work site. 100 cum 3678.00
III. Excavation in foundation trenches in hard rock I/c throwing of
     Spoils & stacking of useful materials obtained from excavation with
     1.5 m lift & 30 m lead from work site. 100 cum 6061.00
IV. Excavation in foundation trenches in hard rock using explosives
    I/c throwing of spoils & stacking of useful materials obtained from excavation
    with 1.5 m lift & 30 m lead from work site. 100 cum 8829.00

5. CEMENT CONCRETE WORK

I. Providing & laying C.C in 20 mm and down gauge in
   a. 1:1:2 mix (1 cement, 1 clean coarse sand, 2 clean hard
      Graded stone chips) 10 cum 30492.00
   b. 1:1:5:3 (1 cement, 1.5 clean coarse sand, 2 clean hard
      Graded stone chips) 10 cum 23751.00
   c. 1:2:4 mix (1 cement, 2 clean coarse sand, 4 clean hard
      Graded stone chips) 10 cum 20652.00
   d. 1:3:6 mix (1 cement, 2 clean coarse sand, 6 clean hard
      Graded stone chips) 10 cum 16903.00
   e. 1:4:8 (1 cement, 4 clean coarse sand, 8 clean
      Graded stone chips) 10 cum 15304.00
| 1:5:10 mix (1 cement, 5 clean coarse sand, 10 clean hard graded stone chips) | 10 cum | 14649.00 |
| 1:5:10 mix (1 cement, 5 clean coarse sand, 10 clean hard graded stone chips) | 10 cum | 13066.00 |

II. 21 mm to 25 mm gauge

| 1:1:2 mix (1 cement, 2 clean coarse sand, 2 clean hard graded stone chips) | 10 cum | 29984.00 |
| 1:5:3 mix (1 cement, 1.5 clean coarse sand, 3 clean hard graded stone chips) | 10 cum | 23141.00 |
| 1:2:4 mix (1 cement, 2 clean coarse sand, 4 clean hard graded stone chips) | 10 cum | 19772.00 |
| 1:3:6 mix (1 cement, 3 clean coarse sand, 6 clean hard graded stone chips) | 10 cum | 16291.00 |
| 1:4:8 mix (1 cement, 4 clean coarse sand, 8 clean hard graded stone chips) | 10 cum | 14025.00 |
| 1:5:10 mix (1 cement, 5 clean coarse sand, 10 clean hard graded stone chips) | 10 cum | 12441.00 |

III. 26 mm to 38 mm gauge.

| 1:1:2 mix (1 cement, 2 clean coarse sand and 2 clean hard graded stone chips) | 10 cum | 29558.00 |
| 1:5:3 mix (1 cement, 2 clean coarse sand, 3 clean hard graded stone chips) | 10 cum | 22799.00 |
| 1:2:4 mix (1 cement, 2 clean coarse sand, 4 clean hard graded stone chips) | 10 cum | 19598.00 |
| 1:3:6 mix (1 cement, 3 clean coarse sand, 6 clean hard graded stone chips) | 10 cum | 15777.00 |
| 1:4:8 mix (1 cement, 4 clean coarse sand, 8 clean hard graded stone chips) | 10 cum | 13499.00 |
| 1:5:10 mix (1 cement, 5 clean coarse sand, 10 clean hard graded stone chips) | 10 cum | 11916.00 |

6. CEMENT PLASTER WORKS.

I. Providing and laying 12.5 mm thick cement plaster of specified mix, including curing etc. all complete.

| 1:2 mix (1 cement, 2 clean coarse sand) | 10 sqm | 616.00 |
| 1:3 mix (1 cement, 3 clean coarse sand) | 10 sqm | 491.00 |
| 1:4 mix (1 cement, 4 clean coarse sand) | 10 sqm | 424.00 |
| 1:5 mix (1 cement, 5 clean coarse sand) | 10 sqm | 354.00 |

II. Providing and laying 20 mm thick cement plaster of specified mix, including curing etc. all complete.

| 1:2 mix (1 cement, 2 clean coarse sand) | 10 sqm | 814.00 |
| 1:3 mix (1 cement, 3 clean coarse sand) | 10 sqm | 635.00 |
| 1:4 mix (1 cement, 4 clean coarse sand) | 10 sqm | 540.00 |
| 1:5 mix (1 cement, 5 clean coarse sand) | 10 sqm | 439.00 |
7. REINFORCED CEMENT CONCRETE WORKS :-

I. Providing and laying reinforced cement concrete in 1:1:5:3 mixed (1 cement, 1.5 clean coarse sand, 3 clean hard graded stone chips of 20 mm & down nominal gauge) in all RCC works including shuttering, centering, compacting, curing etc. complete. 10 cum 35831.00

II. Providing and laying reinforced cement concrete in 1:2:4 mix (1 cement 2 clean coarse sand 4 clean hard graded stone chips of 20 mm & down nominal gauge) in all RCC works including shuttering, centering, compacting , curing etc. all complete. 10 cum 31844.00

III. Providing and laying reinforced cement concrete in 1:2:4 mix (1 cement, 2 clean coarse sand, 4 clean hard graded stone chips of 20 mm & down nominal gauge) in mass concrete work such as abutment anchor blocks etc. all complete. 10 cum 23217.00

IV. Supplying, bending, binding and placing in position mild steel (6 mm dia) reinforcement in all RCC works i/c cost of binding wires all complete. 100 kgs. 2612.00

V. Supplying, bending, binding and placing in position T or steel reinforcement in all RCC works i/c cost of binding wires all complete. 100 kgs. 2487.00

8. FILLING WORKS:

I. Mixed filling in road work in 23 cm layers consolidate to 15 cm including watering, ramming etc. all complete. 10 cum 686.00

III. Providing & laying hand packed stone filling in road work with clean hard selected stone all complete. 10 cum 1721.00

9. MASONARY WORKS :-

I. Providing and laying hand packed wall in susage in road was with clean hard selected stone, al complete. 10 cum 1995.00

II. Providing & laying coarsed rubber stone masonary wl with hammer dressed clean hard selected stone, al complete. 10 cum 2268.00

III. Providing & knitting of G.I. Wire in 10 cm X 10 cm suare mesh with multiple knots including launching of wire net for construction of hand packed sausage wall as per direction of Engineer incharge, all complete.10 sqm 986.00

IV. Providing & laying coarsed rubber stone masonary wall with hammer dressed, clean hard selected stone, in 1:3:6 CCM all complete. (1 cement, 3 clean coarse sand & 6 clean hard granded stone chips of size 20 mm – 25 mm gauge)
curing etc. all complete. 10 cum 6942.00

V. Providing & laying coarse rubble stone masonry with hammer dressed, clean hard selected stone in 1:4:8: CCM (1 cement, 4 clean coarse sand, & clean hard graded stone chips of 21 mm – 25 mm nominal gauge I/c curing etc. complete. 10 cum 6298.00

VI. Proving & laying plum concrete in 1:2:4 cement concrete (1 cement, 2 clean course san, 4 hard clean graded stone chips of 21 mm – 25 mm nominal gauge) 50 % clean hard stone of sizes not exceeding 15 cm including shuttering compacting and curing all complete for all works. (for 10 cum). 10 cum 11803.00

VII. Providing & laying standard type parapet in 1:4:8: CCM finished with 12.5 MM thick cement Plaster in 1: mix including curing etc. all complete.
   a. 30 cm top, 45 cm bottom and in height. 10 Rm 1270.00
   b. 45 cum top 60 cm bottom and 60 cm in height. 10 Rm 2262.00

10. SURFACING WORKS :-

   I. Providing and laying hand packed stone soiling in road works with clean hard selected stones, all complete. 10 cum 3532.00

   II. Providing and Laying 15 cm wide & 23 cum deep dressed stone edging I/c parking of sides all complete. 10 Rm 109.00

   III. Providing & spreading road metals of uniform thickness of 10 cm with 38 mm clean hard selected stone chips including binding with thin layer of earth as per direction of engineer in charge, watering & rolling by 8/10 ton power roller to give a uniform road surface, all complete. 10 cum 6595.00
In partial amendment of Notification No. 35/Gen/dop dated 10.10.2001, the Governor is pleased to sanction creation of following posts under Directorate of Economics, Statistics, Monitoring and Evaluation:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Post</th>
<th>No. of Post</th>
<th>Scale.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Joint Director</td>
<td>1 (One)</td>
<td>Rs. 11000-350-16250</td>
</tr>
<tr>
<td>2.</td>
<td>Deputy Director</td>
<td>2 (Two)</td>
<td>Rs. 9000-300-13800</td>
</tr>
<tr>
<td>3.</td>
<td>Assistant Director</td>
<td>6 (six)</td>
<td>Rs. 7000-225-11500</td>
</tr>
<tr>
<td>4.</td>
<td>Statistical Assistant</td>
<td>10 (ten)</td>
<td>Rs. 5000-150-8000</td>
</tr>
<tr>
<td>5.</td>
<td>Investigator</td>
<td>16 (sixteen)</td>
<td>Rs. 4300-125-6800</td>
</tr>
<tr>
<td>6.</td>
<td>Computer</td>
<td>8 (eight)</td>
<td>Rs. 4000-100-6000</td>
</tr>
<tr>
<td>7.</td>
<td>Field Assistant</td>
<td>8 (eight)</td>
<td>Rs. 3400-85-5100</td>
</tr>
</tbody>
</table>

Total : 51

Further the direct recruitment shall be restricted till 2002 – 2003. this issue with the clearance of Finance Department.

By Order.

D.L. LAMA
ADDL. SECRETARY TO THE GOVT. OF SIKKIM, DEPTT. OF PERSONNEL, AR & TRG.
NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim State Health Service Rules, 1993, namely:-

1. (1) These rules may be called the Sikkim State Health Service (Amendment) Rules, 2001.
   (2) They shall come into force at once.
2. In the Sikkim State Health Service Rules, 1993 (herein referred to as the said rules), in rule 2, after clause (c), the following clause shall be inserted, namely :-
   “(cc) “Form” means the Form appended to these rules.
3. In the said rules, rule 19 shall be renumbered as sub-rule (i) of that rule and after sub-rule (1) as so renumbered the following shall be inserted, namely :-
   (2) The member of the service must execute an agreement bond in Form I and give financial and other security for the bond in Form II.
4. In the said rules, after Schedule II, the following Forms shall be inserted, namely:-

“FORM -1
(See rule 19(2))
AGREEMENT BOND FOR UNDERGOING TRAINING / COURSE IN ............ TO BE EXECUTED BY A GOVERNMENT SERVANT (ON REGULAR ESTABLISHMENT) AS AN IN SERVICE GOVERNMENT NOMINEE OF THE GOVERNMENT OF SIKKIM.

This Agreement is made on the ............ day of ............ 200..... between Mr. / Mrs/ Miss...................... son/daughter /wife of ............... a permanent resident of ............... district ..........(hereinafter called “trainee/candidate”) of the First Part and the Governor of Sikkim through the Secretary to the Government of Sikkim................. department (hereinafter called “the Government”) of the Second part.
WHEREAS the Government has selected the trainee/candidate for the aforesaid in-service training/course.

AND WHEREAS the trainee/candidate has agreed to undergo the above inservice training/course for a period of .............. years/........month;
AND WHEREAS for the better protection of the interest of the Government, the trainee/candidates has agreed to execute this bond on the terms and conditions hereinafter contained.

NOW this agreement witnesses and the partes hereto hereby agreed as follow;

1. That the trainee/candidate shall deduct 30% of his/her monthly basic pay as security deposit till completion of the training/course from the date/month of nomination for the training/course. The amount so deducted shall be refunded by the Government to the trainee/candidate after the trainee/candidate renders a minimum of 10 (ten) years of service to the Government.

2. That the trainee/candidate shall refund the entire expenditure incurred by the Government during the period of training/course if he/she discontinues to serve the Government for a period of 10 (ten) years after completion of higher studies.

3. That the trainee/candidate shall not leave the training/course in the middle of the training course.
4. That the trainee/candidate shall abide by the rules and regulations laid down by the Government from time to time.

5. That the trainee/candidate shall during such training/course, abstain from engaging in any other vocation.

6. That trainee/candidate shall not to take part in any political or other activities which may be considered by the Government to be undesirable and against the Government. If he/she takes part in any such activities his/her salary shall be withheld and necessary steps will be taken against him/her under the provisions of the Sikkim Government Service Rules, 1974, the Sikkim Government Establishment Rules, 1974, the Sikkim Government Servants’ Conduct Rules 1981, the Sikkim Government Service (leave) Rules, 1982, the Sikkim Government Servants ‘ (Discipline and Appeal) Rules, 1985 and such other rules and orders that are inforce at the material time.

7. That the trainee/candidate shall complete the training/course within the prescribed time limit and shall report to the Government and join at the place of posting.

Provided that he may allowed, for sufficient cause shown, to complete the course/ training by the Governor beyond the prescribed time by extending the period on such terms and conditions as may be imposed by the Government.

8. That the trainee/candidate after completion of the training/course shall serve the Government as hereinafter required for a period of ten years.
9. That if the trainee/candidate contravenes any of the conditions in clauses 1 to 8 above, he/she shall be liable to refund all the amount spent on him/her by way of salary, allowances, stipend or other scholarship, travel expenses, dearness allowances, admission fee and other incidental charges together with interest thereon from the date of demand at Government rate in force all that time on Government loans to its employees and security deposit shall also stand forfeited.

10. That if the trainee/candidate resigns from the Government service before the expiry of the period stipulated in clause 8 above, he/she shall be liable refund the amount mentioned in clause 9 and he/she shall be proceeded in accordance with the rules indicated at clause 6 above.

EXPLANATION- (a) “Completed year of service” is a year and not less than six months of the next year, if it is more than six months, it shall be treated is one more year.

(b) “Prescribed time” means the duration required for completion of training course and not exceeding two attempts of the final examination.

In the witness thereof, the parties hereto have signed this Agreement on the …………..day ……..(month) ……………..(year).

Signature of the trainee/candidate.

Secretary to the Government of Sikkim………
Department for and on behalf of the Governor.

In the presence of witnesses;

Name   S/W/D of   full address   Signature   Date
1.   
2.   

FORM – II
(See rule 19(2))

SURETY BOND

SURETY BOND TO BE EXECUTED BY A PERMANENT RESIDENT OF SIKKIM FOR THE TRAINEE/CANDIDATE WHILE UNDERGOING TRAINING /COURSE IN ………………..AS AN INSERVICE CANDIDATE OR GOVERNMENT NOMINEE.

By the present bond, We/Mr./Mrs./Miss ……………………. S/W/D of …………………. resident of …………………….. District …………………….and Mr./Mrs./Miss …………………….S/W/D………………….. District …………………….. (hereinafter called” the sureties”) do hereby jointly and /or bind ourselves and our respective heirs, executes and administrators, liable to repay to the Governor of Sikkim (hereinafter called “the Government”) the entire amount specified in the main Agreement Bond dated
……executed between Mr/Mrs/Miss ………and the Governor of Sikkim in the cost of the trainee/course.

WHEREAS the Government of Sikkim has selected the trainee/candidates for the aforesaid training/course;
AND WHEREAS the trainee/candidate has agreed to stand surely for the due performance of the terms and conditions of the main Agreement Bond by the trainee/candidate.
AND WHEREAS for the better protection of the interest of the Government, the sureties have agreed to execute this bond on terms and conditions hereinafter contained.

Now this Bond witnesses and the parties hereto hereby agree as follows :-

1. That the trainee/candidate shall during and after completion of the training/course abide by all terms and condition of the main Agreement Bond.
2. That if the trainee/candidate contravenes any of the conditions given in the main Agreement Bond, he and the sureties shall be held jointly and/or Severly liable to repay to the Government the entire amount in the manner provided in clauses 9 and 10 of the main Agreement Bond.

In witness whereof, this Surety Bond is executed on the date, month and the year above mentioned in presence of the witnesses :-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name</th>
<th>S/W/D of</th>
<th>Full Address</th>
<th>Signature</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>-</td>
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</tr>
<tr>
<td>2.</td>
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</tr>
<tr>
<td>3.</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

That the trainee/candidate shall abide by the rules and regulation laid down by the Government from time to time.
4. That the trainee/candidate shall during such training/course, abstain from engaging in any other vocation.

EXPLANATION – (a) “Completed year of service “ is a year and not less than six months of the next year, if it is more than six months, it shall be treated as one more year.
(b) “ prescribed time” means the duration required for completion of training course and not exceeding two attempts of the final examination.

In the witness thereof, the parties hereeto have signed this Agreement on the …………………day of …………………………(month) ………………….(year)

Signature of the trainee/candidate.

Secretary to the Government of Sikkim……………………………………
Department for and on behalf of the Governor.

In the presence of witness :
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name</th>
<th>S/W/D.of</th>
<th>Full Address</th>
<th>Signature</th>
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<tbody>
<tr>
<td>1.</td>
<td>-</td>
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<tr>
<td>2.</td>
<td>-</td>
<td>-</td>
<td>-</td>
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</tr>
</tbody>
</table>

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING
GANGTOK.
NOTIFICATION

Whereas the State Government has deemed it expedient to fill up the post of Registrar under the Sikkim State Cooperative Service Rules, 1994.

And whereas under rule 6 read with Schedule II of the Sikkim State Cooperative Service Rules, 1994, the method of recruitment and conditions of eligibility for the post of Registrar are as under :-

<table>
<thead>
<tr>
<th>Method of recruitment</th>
<th>Condition of eligibility</th>
</tr>
</thead>
<tbody>
<tr>
<td>100% by selection</td>
<td>must have completed 4 (four) years of continuous service</td>
</tr>
<tr>
<td></td>
<td>As Additional Registrar or as may be determined by the Government from time to time depending upon exigencies from amongst the Additional Registrar.</td>
</tr>
</tbody>
</table>

And whereas, Mr. D.N. Tewari has already completed 8 (eight) years of continuous service as Joint Registrar under the said service;

And whereas, Mr. D.N. Tiwari has also been officiating as Registrar since 30.5.1996 i.e. prior to the amendment of the said rules by which the post of Additional Registrar was inserted.

And whereas the State Government is of the opinion that it is necessary or expedient to relax the provision relating to the method of recruitment and condition of eligibility as provided in the rules;

Now, therefore, in exercise of the powers conferred by rule 28 of the Sikkim State Cooperative Service Rules, 1994, the Governor of Sikkim is pleased to relax the provisions contained in rule 6 read with Schedule II of the said rules relating to the method of recruitment and conditions of eligibility as one time relaxation with the view to promote Mr. D.N. Tiwari as Registrar on regular basis under the said rules in consultation with the Sikkim Public Service Commission.

By order and in the name of the Governor.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING
GANGTOK.
Director of Education, Government of Sikkim, is hereby appointed as the State Project Director for the Sarva Siksha Abhiyan Rajya Mission in Sikkim, in accordance with Rules 41 of the Rules of the Sarva Abhiyan Rajya Mission.

The State Project Director shall have such powers and functions as mentioned in Rule 42 of the Rules of the Sarva Shiksha Abhiyan Rajya Mission.

D.DAHDUL,
COMMISSIONER-CUM-SECRETARY-EDUCATION.
NOTIFICATION

The Department attaches due importance to the regulation of protection of the specified plants as mentioned in chapter III A of the Wildlife (protection) Amendment Act 1991. The specified plants mentioned in schedule VI of the said Act are neither allowed to be cultivated without a licence granted by the Chief Wildlife warden of the Department nor can be dealt in or purchased without proper permission.

Therefore, the department constitutes a Committee consisting of the following officers who will be required to visit sites and verify the stocks of the specified plants on declaration by the plant grows/dealers from time to time and to submit detailed reports on these for granting licence to them cultivate or deal in.

1. Shri S.Z. Lucksom, Orchid Specialist
2. Representative of B.S.I. Gangtok
4. D.F.O. Wildlife, North/East
5. D.F.O. Wildlife, South/West.

By order and in the name of the Governor.

T.R. SHARMA, IFS
PRINCIPAL CCF-CUM-SECRETARY,
DEPTT. OF FORESTS, ENV & WL.

FILE NO. 105/WL/F.
NOTIFICATION

This is for information of all concerned that the Office of the State Legal Services Authority will remain open and function during the winter vacation with effect from 01.01.2002 to 23.02.2002, special vacation with effect from 04.05.2002 to 11.05.2002, Puja vacation with effect from 14.10.2002 to 09.11.2002 and Christmas vacation from 16.12.2002 to 31.12.2002. The Hon’ble Executive Chairman in view of his additional assignments as Chairman, Law Commission, Chairman, Human Rights Commission, Executive chairman, S.L.S.A and the President, Sikkim State Consumer Disputes Redressal Commission shall not avail the vacations. Member secretary I & II of the State Legal Authority who are the Registrar General, High Court of Sikkim and District & Sessions Judge (East & North) respectively shall also not avail the vacations.

When there is no sitting of vacation court in the High Court at Gangtok, the Hon’ble Executive Chairman, will hold camp Office at Siliguri and discharge the functions of State Legal Services Authority from there or may proceed to other States in connection with Legal services works in accordance with the resolution adopted in the State Legal Services Authority meeting held on 28th Oct. 1998.

The officials to the State Legal Services Authority will accordingly be required to discharge their official function both at Gangtok and the Siliguri camp office during such period.

A.P. SUBBA
MEMBER SECRETARY- I
NOTIFICATION

1. Rules for open competitive examination to be conducted by the Sikkim Public Commission in 2001-202 for selection of candidates for appointment to the post of Physiotherapist under Health and Family Welfare Department are published for general information.

2. The number of vacancies to be filled on the results of the examination will be specified in Notice issued by the Sikkim Public Service Commission.

3. The examination will be conducted by the Sikkim Public Commission according to syllabus and plans as indicated in the Appendix I to these rules.

4. The date and the place of the examination will be fixed by the Sikkim Public Commission.

5. Candidates must write answers in their own hand. Under no circumstances will they be allowed the help of a scribe to write the answers for them.

6. The commission shall have discretion to fix qualifying marks in any or all subjects of the written examination.

   A candidates who obtains such minimum qualifying marks in the written examination as may be fixed by the Commission shall be called for personality test. In the personality test, candidates will be asked questions on matters of general interest. For the personality test there will be a maximum of 40 marks or to be assigned by the commission at their discretion.

7. The decision of the Commission as to the eligibility or otherwise of a candidate for admission to the written examination shall be final.

8. No candidate will be admitted to the examination unless he holds a certificate for admission to the written commission.
9. A candidate must pay fee as may be prescribed by the Commission.

10. A candidate who is or has been declared by the Commission to be guilty of any attempt on his part to obtain support for his candidature by any means shall render himself liable to be disqualified for admission to the competitive examination.

11. After the examination and interview, the names of the successful candidates will be arranged by the commission in the order of merit as disclosed by aggregate marks finally awarded to each candidate. Candidates shall be considered for appointment to the available vacancies in the order in which their names appear in the list.

12. The forms and manner of announcement of results of the examination shall be decided at the discretion to the commission. The commission, will not enter into any correspondence with any candidate regarding results.

13. A candidate who is or has been declared by the Commission guilty of impersonation or of submitting false and fabricated documents which have been tempered with or making statements which are incorrect or false or suppressing material information of using or of attempting to use unfair means in the examination hall or otherwise resorting to any other irregular or improper means for obtaining admission to the examination may, in addition to rendering himself liable to a criminal prosecution, be debarred:

(a) by the commission permanently or for specified period for admission to any examination or appearance at any interview held by the commission for selection of candidates;
(b) by the State Government from any employment under them.

14. Conditions of eligibility for appearing at the competitive examination have been indicated in the Appendix II to these rules.

15. Candidates already in Government service or in Government owned undertaking or similar organizations whether in permanent or temporary capacity or as workcharged employee shall be required to submit their application alongwith the ‘No Objection Certificate‘ from their employer.

16. Success in the examination confers no right to appointment unless Government is satisfied after such enquiry as may be considered necessary that an candidate having regard to his character and antecedents is suitable in all respects for appointment.

17. A candidate must be in good mental and bodily health and free from any physical defect likely to interfere with the discharge of this duties as an officer of the Service. A candidate who (after such medical examination as may be prescribed by the competent authority) is found not to satisfy these requirements will not be appointed.

18. If a candidate’s handwriting is not easily legible, a deduction may be made in this account from the total marks otherwise accruing to him/her.

19. Credit will be given for good English including orderly, effective and exact expression combined with the economy of words in all subjects of examination and not only in subjects, which are especially devoted to English.

20. No traveling and daily allowance will be paid for the journey performed in connection with the examination, interview and medical examination. All other matters not specified or for which no provision has been made in these rules shall be regulated by rules and orders applicable to the service to which recruitment is being made.

ADDITIONAL SECRETARY TO THE GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING.
APPENDIX – I
SCHEME AND SYLLABUS OF EXAMINATION FOR THE PURPOSE OF FILLING UP THE POST OF PHYSIOTHERAPIST.

The examination will consist of 3 papers:-

<table>
<thead>
<tr>
<th>PAPER</th>
<th>SUBJECT</th>
<th>FULL MARKS</th>
<th>TIME ALLOWED</th>
<th>PAPER I</th>
</tr>
</thead>
<tbody>
<tr>
<td>PAPER I</td>
<td>Gen. English</td>
<td>100</td>
<td>2 hours</td>
<td></td>
</tr>
<tr>
<td>PAPER II</td>
<td>Gen. Knowledge</td>
<td>100</td>
<td>2 hours</td>
<td></td>
</tr>
<tr>
<td>PAPER III</td>
<td>Medical Science</td>
<td>150</td>
<td>3 hours</td>
<td></td>
</tr>
</tbody>
</table>

VIVA VOICE/PERSONALITY

Paper I : General English:
The questions will be designed to test the candidates understanding and command of the English language.

Paper II : General Knowledge:
Knowledge of current events of local, national and international importance and such other matters which a person is expected to be aware of.

English : Candidate will be required to answer questions designed to test their undertaking of English and workman like use of words. The patterns of questions would be broadly as follows:-

1. Comprehension of given passage.
2. Precis writing
3. Usages and Vocabulary
4. Short essay.

General Knowledge : Knowledge of current events of local, national and international importance and of such matter of everyday observation and experience in their scientific subject. The paper will also include questions on Modern history (from 1857 onwards) of India, Indian Culture, Indian Policy, Indian Economy and Geography of India of such nature as candidates should to able to answer without Special Study and questions on the techniques of Mahatma Gandhi.

VIVA – VOCE : The candidate will be interviewed by the Commission who will have before them a record of his career. He will be asked questions on matters of general interest. The object of the interview is to assess the personality suitability of the candidate for the service/post.

The test is intended to judge the mental caliber of candidate. In broad terms this is really and assessment of not only his intellectual qualities but also social traits and his interest in current affairs. Some of the qualities to be judges are mental alertness, critical powers of assimilation, care and logical exposition, balance of judgment, variety and dept of interest, ability for social cohesion and leadership intellectual and moral integrity.
PART III

The question will be CONVENTIONAL TYPE and will cover areas of knowledge of the following subject and topics :-

1. **General Medicine** :- Infection and antibacterial agents, deficiency diseases in adults, and malnutrition, diseases of metabolism, endocrine diseases, lymphatic disorders, diseases of the blood, diseases of the digestive system, cardio respiratory conditions.

2. **General Surgery** :- Descriptions of events frequently accompanying surgery in general anesthesia-blood transfusion and physiological responses of the body of surgical stress, wounds, haemorrhage, burns, skin grafts, common problem of ear, otitis media, facial palsy, abdominal surgery, ophtamological surgical conditions, surgery of genitor urinary system, hernia.

3. **Fundamentals of Physiotherapy – I** :- Mechanics of force, Axis and planes, starting position, therapeutic gymnasium, vital signs, sensory evaluation, reflex testing suspension, relaxation, passive movements, limb length and girth, measurement, hydrotherapy, group exercises, home programme.

4. **Fundamentals of Physiotherapy – II** :- Main supply, Shock, current electricity, condenser, D.C. and A.C. Apparatus for modification of currents, Magnetism, Electro magnetic induction, electrical skin resistance, electro magnetic spectrum, Physiology of pain.


6. **Electrotherapeutics** :- Low frequency therapeutic currents, medium frequency currents, thermo actinotherapeutics.

7. **Orthopadics** :- Trauma, Mechanics and causes of injury, soft tissue lesions, inflammation and repairs, fracture, sports injuries, peripheral nerve injuries, deformities, inter vertebral disc, black ache, tumors, reconstructive surgery.

8. **Rheumatology** :- Arthritis, degenerative conditions, metabolic disorders, diseases of joints, vasculitis, gout, raynauds phenomenon.

9. **Clinical neurology** :- Neurological conditions and neurosurgical conditions.

10. **Paediatric Neurology** :- Neuro physiology movement, neuro development, birth trauma, mental retardation, congenital and hereditary neuro muscular disorder, childhood obesity, malnutrition, skin conditions, respiratory condition, actue paediatric respiratory distress syndrome, intensive neonotological and paediatrics surgical care, congenital cardio vascular problems, cardio respiratory rehabilitation in children.

11. **Neuro Surgery** :- Head injury, tumors, spinal cord lesion, paralysis, neurogenic bladder, paediatric conditions, peripheral nerve lesion, surgical management of brain disease & CVA.
12. Neuro development and Neuro Physiological:– Approach and Neuro therapeutics –
   Neurological examination protocol, CVA, Traumatic brain injuries, PT in cerebellar disorders, A
   basis principles of various treatment approaches, paediatric neurological condition, P.T. in CNS
   P.T. for spinal cord diseases, extra pyramidal syndrome, poly neuropathy, polio & post
   syndrome, motor system disorders, muscular dystrophy, myopathies, multiple sclerosis,
   myasthenia, grevis, peripheral nerve injuries, development disorders of the nervous system basis
   of EMG & NCVS.


14. Community P.T. including women’s health, Geriatrics, industrial health, sports and
   health promotion and community based rehabilitation.

APPENDIX – II

CONDITIONS OF ELIGIBILITY FOR APPEARING IN THE EXAMINATION.

In order to be eligible to complete at the competitive examination, a candidate must
satisfy the following conditions namely :-

1. Age :- should have attained the age of 21 years but should not have attained the age of
   more than 30 years on the first day of advertisement. The maximum age limit shall be relaxed
   upto 5 years in respect of candidates belonging to S.C. and S.T. and 3 years in respect of O.B. C.
   candidates.

2. Educational Qualification:- candidates should have passed B.Sc degree in
   Physiotherapy from a recognized university.

3. Other Qualification :- 1. Local employment card holder
   2. Preference will be give to sikkim govt. ptipendaries/ seat
      reserved for state of sikkim.
   3. should be conversant with customs and usages of sikkim.
   4. should have knowledge of any of the state language
      nepali/sikkimese-bhutia/lepcha/limbo.
The Governor of Sikkim is pleased to approve the following guidelines for preparation of proposals/estimates for compensatory afforestation scheme in lieu of the forest land diverted for non – forestry purposes under the Forest (Conservation) Act 1980.

A. PROPOSAL, WORKS COMPONENTS, ACTIVITIES & COST FOR ESTIMATES UNDER COMPENSATORY AFFORESTATION SCHEME:

The proposal/estimate cost for the Compensatory Afforestation scheme shall include and take into consideration all the costs related to plantations. Natural regeneration, avenue/strip plantations, soil & moisture conservation work, protective works, wildlife management, biodiversity, research & technological aspects, extension & awareness, joint forest management (JFM) & Eco development committee (EDC), forests protection, infrastructure, survey & demarcation and their protection and maintenance, and upkeep for the required period.

Thus, it will include the following costs.

(i) Cost of procurement of seeds, if the plantation is to be raised following the method of direct seeding.

Or

Cost of nursery/modern nursery for raising seedlings adequate in number for creation of plantation as well as subsequent vacancy filling and distribution to people and the maintenance of nursery so raised for a period of at least three (3) years.

(ii) Cost of transportation of seeds/seedlings from storage go down or nursery to the plantation site(s), wherever necessary, as per the approved rates of SNT/State transport authority or rates prescribed in the basis/schedule of rates.

(iii) (a) Cost of construction of inspection path/approach road or improvement of existing foot rack/approach road if it is required. It may also include the cost of construction of foot bridge(s)
over small streams and/or rivulets, if any, it will also include the maintenance cost for a period co-terminus with the period of maintenance of plantation.
(b) Cost of repair of existing road and bridge(s)/culvert(s) over it, if any leading to plantation site and its maintenance for a period equal to that of maintenance of plantation.

Cost in either case will be calculated based on the approved schedule of rates of S.P.W. D/department of Forest, Env. & WL norms in application at the time of preparation of estimates. Cost of timber etc. will be calculated based on the selling rate fixed by the utilization or the price at which such materials are actually being supplied by the Department of Forest, Env & WL to other department whichever is less.

(c) No road/footpath will be constructed, if plantation site is in Non–forest area. However, such work as construction and maintenance of footbridge(s) over any stream(s)/rivulets(s) will have to be undertaken to facilitate the movement of field staff.

(d) The afforestation & other works under the compensatory afforestation scheme required the specific attention care and output for ecological, timely action, scientific/technological inputs and without cost escalation and hence the work shall be executed departmentally. However, the people/s participation may be assured by providing man day’s employment or through Joint Forest Management Committee or Eco-development committee (registered), if the response from them is positive and as decided by the PCCF –cum-Secretary.

(iv) cost of advance work for creating plantation(s).
(v) Cost of creation of plantation(s).
(vi) Cost of maintenance of plantation(s) for 5(five) years including causality fillings, weedicings, fire lines cuttings, forests diseases control etc.

All the activities and works shall be executed as per the departmental basis of expenditure/schedule of rates and the daily wages will be calculated and paid as per the prevalent site specific rates approved by the state government & notified by the Labour Department.

(vii) (a) Cost of erecting barbed wire fencing (wooden post of angle iron post)/live hedge fencing/stonewall fencing or any other type of protection, wherever required. Site specific prevalent rates for material and labour will be considered while calculating the cost of erecting fencing as per state government approved schedule of rates.
(b) cost of repairing of fencing for wooden post/live hedge/stonewall @ 10% of the initial cost/year and for angle iron post @ 2% of the initial cost/year for 1st, 2nd and 3rd years.

A camp hut will be invariably be constructed if the plantation area is near human habitation encroachment, heavy biotic interference, cattle grazing, forests village(s) or located at a distance more than 2 kms from the nearest beat/block/range headquarter.

(ix) Cost of Watch & Ward :- one watch and ward will be engaged for every plantation area up to 10.00 ha. In case the plantation area is not a compact block and consist of two or more sites, efforts should be made that these sites are near by and if located at a reasonable long distance from each other then one watch and ward will be engaged at every site irrespective of area of plantation at each site.

Persons engaged at watch and ward will be paid daily wages at prevalent site specific approved rates of the State Government. The watch & ward will be engaged on a purely temporary basis for a maximum period equal to period of maintenance of plantation(s) raised under the compensatory afforestation and the department would have no liability, what so ever,
to absorbed persons engaged as watch & ward in the same or any other capacity after the plantation work under the scheme is over.

(x) T.A. and D.A of staff engaged in implementation of afforestation and other related works/activities may be paid subject to there should be no duplication and drawn of the same for the same period under any other scheme which shall be certified by the concerned controlling officer.

(xi) In specific circumstances under the large project, the compensatory scheme may also include the cost of permanent office building(s) as well as residential units/inspection house/guest house, if the need be so, either because of the vastness of the areas under compensatory afforestation or due to circumstantial necessity for greater protection of forest resources or because of the richness of the area in bio-diversity or the need to take up long term research or similar studies to assess the impact of industrial/tourism or any other non-forestry activities on flora and fauna and/or on the total environment in the area. It may also include payment of salary to staff specially engaged/hired for the purpose of scheme and cost of all equipment and materials required for a period as recommended by the department.

(xii) cost of avenue plantations / roadsides plantation/strip plantations wherever required and their maintenance for five years.

(xiii) cost of soil and moisture conservation works/land slide area treatment wherever required and their maintenance for requiring period.
NOTIFICATION

The State Government is hereby pleased to constitute a committee for preparation of the
State Warrant of Precedence.

2. The Committee shall consist of the following members:
   1. Shri Sonam Wangdi, IAS
      Advisor to the Government
   2. Shri Jasbir Singh, IPS
      Director, vigilance
   3. Dr. T.R. Gyatso
      Principal Director, Health
   4. Shri Pinsto Wangdi
      Director, Tr. And PAO
   5. Shri K.P. Adhikari
      Special Secretary, Edn.
   6. Shri T.R. Poudyal, IFS
      Addl. CCF, Forest
   7. Shri Kunga Gyatso
      Director (FC), Agriculture
   8. Shri Norden Tshering Bhutia
      Director, Edn.
   9. Shri Dinesh Pradhan,
      Secretary, Irrigation
   10. Shri R.S. Basnet, IAS,
       Secretary, DOP., Member Secretary.

3. The terms of reference of the committee shall be as follows:
   (a) To study the warrant of precedence followed by the Union Government and other State
       Governments.
   (b) To examine the relative status of the constitutional functionaries of the State, the officers
       of the All India Services, Central Services, State Civil Services, State Police Services and
       the other State constitute services and to recommend to the state government the warrant
       of precedence for the State of Sikkim.

4. The Committee shall submit its recommendation within March, 2002.

S.W. TENZING, IAS,
CHIEF SECRETARY,
F.NO. GOS/1/(1)/H/P/98-99.
The State Government is hereby pleased to notify the appointment of Inspector General of Police, Intelligence, Sikkim Police, as the Nodal Office for the State of Sikkim to convey to the Control Room of the Ministry of Home Affairs, New Delhi, the facts and details of any major incident of attack/violence by terrorist/militant organizations, without loss of time. The Nodal Officer should also keep the MHA Control Room posted of further developments from time to time.

By Order.

S.K. GAUTAM,
ADDL. SECRETARY, PROTOCOL,
NOTIFICATION

The Governor is pleased to redesignate one post of Assistant Controller of Household Affairs held by Mr. Damber Singh Subba in the Scale of Rs. 5000-150-8000 to that of Assistant controller of Gazette section under Home Department with immediate effect.

By Order.

C.L. SHARMA,
ADDITIONAL SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING.
In partial modification of Notification No. 97/Gen/est dated 14/2/95 and in supersession of notification No. 25/gen/dop dated 27/6/95, the Governor of Sikkim is pleased to fix the rates for payment of fees for various services connected with the holding of interview/written examination for selection of persons for employment as under :-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Categories of Functionaries</th>
<th>Rates for single session or full day</th>
<th>Rates for two or more sessions</th>
<th>Rates for three sessions</th>
<th>Norms for payment of fees.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Co-ordinating Supervisor</td>
<td>Rs. 300/- per day</td>
<td>Rs. 400/- per day</td>
<td>Rs. 400/- per day</td>
<td>Actual session/day plus one full day remuneration for making arrangements.</td>
</tr>
<tr>
<td>2.</td>
<td>Supervisor</td>
<td>Rs. 170/- per day</td>
<td>Rs. 250/- per day</td>
<td>Rs. 350/- per day</td>
<td>Actual session/day plus one full day remuneration for making arrangements.</td>
</tr>
<tr>
<td>3.</td>
<td>Assistant Supervisor/Time Keeper/Text Checker</td>
<td>Rs. 140/- per day</td>
<td>Rs. 200/- per day</td>
<td>Rs. 250/- per day</td>
<td>Actual session/day of examination.</td>
</tr>
<tr>
<td>4.</td>
<td>Invigilators</td>
<td>Rs. 110/- per day</td>
<td>Rs. 150/- per day</td>
<td>Rs. 200/- per day</td>
<td>Actual session/day of examination.</td>
</tr>
<tr>
<td>5.</td>
<td>Clerks attached to Supervisor</td>
<td>Rs.75/-per day</td>
<td>Rs. 120/- per day</td>
<td>Rs. 150/- per day</td>
<td>Actual session/day of test plus two days i.e. one day for making arrangement and one day for preparation of accounts.</td>
</tr>
<tr>
<td>6.</td>
<td>Group ‘D’ staff/daily wages</td>
<td>Rs. 50/- per day</td>
<td>Rs. 90/- per day</td>
<td>Rs. 100/- per day</td>
<td>(a) Attached to Supervisor for sitting, sealing &amp; dispatch etc. should be paid for actual day of test plus two days. (b) Casual labourer/waterman</td>
</tr>
<tr>
<td></td>
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<tr>
<td>7.</td>
<td>Dictator for shorthand test</td>
<td>Rs. 100/- for the first dictation and Rs. 50/- for each subsequent dictation subject to maximum of Rs. 300/- per day.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8.</td>
<td>Typewriting and Shorthand test</td>
<td>Upto three batches, single session rates are to be paid. When the number of batches on a day is more than three, full day rates of remuneration are to be paid.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>9.</td>
<td>Evaluation of Answer script :- (a) Subjective type :- (b) Objective type :- (c) Shorthand script (10 minutes duration) : (i) 100 w.p.m – (ii) 80 w.p.m – (iii) 50 w.p.m –</td>
<td>Rs. 8/- per paper for duration of 3 hours and more, or Rs. 6/- per paper for duration of less than 3 hours, subject to a minimum of Rs. 100/- in each case. Td. 4/- per paper subject to a minimum of Rs. 50/- and Rs. 5/- per paper of more than 100 marks. Rs. 10.00 per script …………… Rs. 6.00 per script …………… Subject to the minimum of Rs. 50/- Rs. 4.00 per script ……………</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>10.</td>
<td>Paper setter</td>
<td>(1) Rs. 800/- per paper for objective type paper. (2) Rs. 600/- per paper for subjective type paper.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>11.</td>
<td>Expert/adviser :-</td>
<td>Rs. 100.00 per day (Hotel charge and bus fare to be paid if the expert/adviser is from outside)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The norms for payment of fees and other fees / conditions shall remain unchanged.

By Order.

C.L. SHARMA,
ADDITIONAL SECRETARY TO THE GOVERNMENT OF SIKKIM, DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING.
NOTIFICATION

This is for the information of all concerned that the Hon’ble Shri Justice Anup Deb, Judge, in view of his additional assignments as Executive Chairman, Sikkim Legal Service Authority, Chairman, Law Commission, Chairman, Human Right Commission and President, Sikkim State Consumer Disputes Redressal Commission shall not avail of Winter Vacation of the High Court with effect from 1.1.2002 to 23.2.2002, Special vacation with effect from 4.5.2002 to 11.5.2002. Puja vacation with effect from 14.10.2002 to 9.11.2002 and Christmas vacation from 16.12.2002 to 31.12.2002. Shri A.B. Subba, Registrar General will also not avail of the above vacation.

By Order.

A.P. SUBBA
REGISTRAR GENERAL.
GOVERNMENT OF SIKKIM  
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.  
GANGTOK

No. 110/GEN/DOP. Dated : 19/01/2002.

NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor is hereby pleased to make the following rules further to amend the Sikkim Directorate and Miscellaneous Service Rules, 1997, namely:-

1. (1) These rules may be called the Sikkim State Directorate and Miscellaneous Service (Amendment) Rules, 2002.

   (2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Sikkim State Directorate and Miscellaneous Service Rules, 1997, (hereinafter referred to as the said rules), for Schedule I, the following schedule shall be substituted, namely:-

   “SCHEDULE – I”

   (Strength and department-wise distribution of posts)

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Department</th>
<th>Assistant Director and equivalent</th>
<th>Deputy Director and equivalent</th>
<th>Joint Director</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Food and Civil Supplies</td>
<td>5</td>
<td>-</td>
<td>-</td>
<td>5</td>
</tr>
<tr>
<td>2.</td>
<td>Transport</td>
<td>7</td>
<td>1</td>
<td>-</td>
<td>8</td>
</tr>
<tr>
<td>3.</td>
<td>Information and Public Relation</td>
<td>11</td>
<td>1</td>
<td>-</td>
<td>12</td>
</tr>
<tr>
<td>4.</td>
<td>Tourism</td>
<td>5</td>
<td>2</td>
<td>1</td>
<td>8</td>
</tr>
<tr>
<td>5.</td>
<td>Motor Vehicle</td>
<td>1</td>
<td>-</td>
<td>-</td>
<td>1</td>
</tr>
<tr>
<td>6.</td>
<td>Labour</td>
<td>1</td>
<td>2</td>
<td>-</td>
<td>3</td>
</tr>
<tr>
<td>7.</td>
<td>Social Welfare</td>
<td>5</td>
<td>3</td>
<td>-</td>
<td>8</td>
</tr>
</tbody>
</table>

Gangtok, Saturday 19th January, 2002 No. 18
8. Industries  5 1 -  6
9. Ecclesiastical  1 1 -  2
10. Culture  1 - -  1
11. Home  2 - -  2
12. Rural Department  6 - -  6
13. Forest  1 - -  1
14. Finance  1 - -  1

Total.  52 11 1  64

Deputation Reserve  10%
Training Reserve  5%
Leave Reserve  5%

3. In the said rules in Schedule IA, for the figure “14”, the figure “14” shall be substituted.

4. In the said rules, for schedule ii, under the heading “Junior Grade (Rs. 7000-225-11500)”:–
   (i) After the words “Child Development Project Officer”, and before the words “in the Social Welfare Department”, the words “welfare officer”, shall be inserted.
   (ii) For the words “and culture officer in culture department”, the words “culture officer in the culture department”, shall be substituted.
   (iii) After the words “culture department”, the following shall be inserted, namely :-

   “Assistant Project Officer in the Rural Development Department, Public Relation Officer to the Chief Minister and Officers-on Special Duty to the Chief Minister in the Home Department and officers – on special duty, Forest in the forest department and assistant commissioner, IT & ST in the Finance department”.

By order and in the name of the Governor.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the constitution of India, the Governor is hereby pleased to make the following rule further to amend the Sikkim State Health Service Rules, 1993, namely.

1. (1) These rules may be called the Sikkim Health Service (Amendment) Rules, 2002.

(2) They Shall come into force at once.

In the Sikkim State Health Service (Amendment) Rules, 2001 in Schedule I, in Serial No. 6, for the figure ‘4’, the figure ‘5’ shall be substituted.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK


NOTIFICATION

Whereas the Governor of Sikkim has deemed it expedient to absorb the following officials who are presently posted in different departments on deputation, namely:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name &amp; Designation &amp; pay scale</th>
<th>Posted as in the pay scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Smt. Pronita Lama&lt;br&gt;Graduate Teacher, Tadong SSS&lt;br&gt;Rs. 5500-175-9000</td>
<td>APO/JRY Cell, RDD&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>2.</td>
<td>Ms. Urbasi Poudyal&lt;br&gt;PGT, Assam Lingzey SSS&lt;br&gt;Rs. 7000-225-11500</td>
<td>PRO to CM&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>3.</td>
<td>Shri Bhagya Bdr. Rai&lt;br&gt;Teacher, Sichey JHS&lt;br&gt;Rs. 42000-110-6400</td>
<td>APO/RDD&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>4.</td>
<td>Shri K.K. Shrestha&lt;br&gt;Graduate Teacher, Mordern SS&lt;br&gt;Rs. 5500-175-9000</td>
<td>APO/RDD&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>5.</td>
<td>Sjri Naina Singh Rai&lt;br&gt;Graduate Teacher&lt;br&gt;Rs. 5500-175-9000</td>
<td>APO,SRDA,RDD&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>6.</td>
<td>Shri M.N. Dahal&lt;br&gt;Headmaster, Dodak SS&lt;br&gt;Rs. 5700-200-9700</td>
<td>PS to Minister Education&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
<tr>
<td>7.</td>
<td>Shri Bhawani Pd. Rai&lt;br&gt;PGT English, Sadam SSS</td>
<td>OSD to CM&lt;br&gt;Rs. 7000-225-11500</td>
</tr>
</tbody>
</table>
And whereas under rule 5 of the Sikkim Directorate and Miscellaneous Service Rules, 1997, hereinafter referred as the said rules, the provisions regarding appointment/posting are as follows:-

“5. Appointments and posting :-

(1) All appointments to the cadre posts after the appointed day shall be made by the Governor by one of the methods as specified in rule 7 and save as provided in sub-rule (2) and (3), no cadre post shall be filled otherwise than by a member of the service.

(2) Any cadre post may be filled up as a temporary measure by a person from another department of the Government having the requisite qualification and experience, on deputation if the Government is satisfied that there is no suitable member of the Service available for filling up the post.

(3) Notwithstanding anything contained in sub-rule (1) and (2), the Government shall have the right to fill up any cadre post by obtaining officers of similar service on deputation from the Central or other State Governments for any period of time.

(4) A member of the service may in public interest, be posted by Government to any cadre post or post under the Government outside the service or under any other Government or under an organization on such terms and conditions as may be specified by the Government.

Provided that the Government may also appoint such other officers who are not members of any organized service and are already holding gazetted posts as member of this service under this rule within period of one year from the appointed day.
Provided further that the Government may also extend this period of one year if it considers necessary”, and whereas under rule 7 of the said rules the method of recruitment to the cadre posts are as follows:-

“7. Method of recruitment to the service:

Subject to the provision of rule 4, any vacancy arising in the service, after the appointment day, shall be filled in the manner provided in schedule II and schedule II A”.

And whereas the said rules do not provide for method of absorption from other services.

Now, therefore, in exercise of the powers conferred by rule 21 of the Sikkim State Directorate and Miscellaneous Services Rules 1997, the Governor of Sikkim is pleased to relax the provisions regarding appointment and posting and method of recruitment as prescribed under rules 5 and 7 and the schedule I, I’A’, II and II ‘A’ as one time relaxation to facilitate absorption of the above 13 (thirteen) officials in the State Directorate and Miscellaneous Service in consultation with the sikkim public service commission to be effective from the date of approval of the competent authority.

By order and in the name of the Governor.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
The Governor is pleased to create the following ex-cadre posts in the Above Supertime Grade of IAS in the Scale of Rs. 22400-525-24500 with immediate effect.

1. Principal Secretary, Tourism Department.
2. Principal Secretary, Department of personnel, AR & Training.

By Order.

C.L. SHARMA,
ADDL. SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
NOTIFICATION

In exercise of the powers conferred by section 432 of the Criminal Procedure Code, 1973 (No. 2 of 1974), the Government of Sikkim is pleased to grant remission of sentences of one month each to the prisoners lodged in the State Jail on the occasion of Republic Day on 26\textsuperscript{th} January, 2002, as mentioned below :-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Prisoners</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Sunil Kumar Sharma</td>
</tr>
<tr>
<td>2.</td>
<td>Man Bahadur Rai</td>
</tr>
<tr>
<td>3.</td>
<td>Krishna Bahadur Chettri</td>
</tr>
<tr>
<td>4.</td>
<td>Tashi Tshering Lepcha</td>
</tr>
<tr>
<td>5.</td>
<td>Ajay Darjeee</td>
</tr>
<tr>
<td>6.</td>
<td>Thendup Bhutia</td>
</tr>
<tr>
<td>7.</td>
<td>Dorjee Sherpa</td>
</tr>
<tr>
<td>8.</td>
<td>Ajay Gurung</td>
</tr>
<tr>
<td>9.</td>
<td>Satish Balmiki</td>
</tr>
<tr>
<td>10.</td>
<td>Dilip Subba</td>
</tr>
<tr>
<td>11.</td>
<td>Sukraj Subba</td>
</tr>
<tr>
<td>12.</td>
<td>Sukman Kami</td>
</tr>
<tr>
<td>13.</td>
<td>Damber Bahadur Chettri</td>
</tr>
<tr>
<td>14.</td>
<td>Lakpa Sherpa</td>
</tr>
<tr>
<td>15.</td>
<td>Gumpu Lepcha</td>
</tr>
<tr>
<td>16.</td>
<td>Madan Chettri</td>
</tr>
<tr>
<td>17.</td>
<td>Umesh Thakur</td>
</tr>
<tr>
<td>18.</td>
<td>Kewal Prasad Chettri</td>
</tr>
</tbody>
</table>

S.K. GAUTAM,
ADDL. SECRETARY (P) HOME
F.NO. 21(1) Jail/Home/82
NOTIFICATION

Consequent upon acceptance of the resignation tendered by Shri Tseten Tashi Bhutia, MLA, as the member of the Estimates Committee, Sikkim Legislative Assembly, he is deemed to have continued as the Chairman, Juvenile Welfare Board, in terms of Notification No. 56/Home/201 dated 9/8/2001.

Accordingly, Notification No. 73/Home/2001 dated 3/10/2001 stands withdrawn.

By order.

S.K. GAUTAM,
ADDL. SECRETARY (P) HOME
F.NO. GOS/HOME – II/77/1
GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT
GANGTOK

No. 2/1/LR(S).

Dated : 30/01/2002.

NOTIFICATION

In the notice u/s 4(1) of L.A. Act, 1894 issued vide notification no. 451/1/LR (s) dt. 20.10.01 and published in the Sikkim Government Gazette, Extraordinary No. 402 dt. 20.10.2001 in relation to the acquisition of land by N.H.P.C. for the construction of 510 MW Teesta Hydro-Electric Project Stage V in the block of Daring, South Sikkim.

Part – ‘A’ plot No. 528 be read between the plot No. 527 and 529.

COMMISSIONER – CUM- SECRETARY,
LAND REVENUE DEPARTMENT
GOVERNMENT OF SIKKIM
F.NO. 1/LR(S).
NOTIFICATION

In continuation of Notification No. 97/Gen/Dop dated 11.12.2001, the Governor is pleased to decide that the attainment of the higher grade in respect of Telephone Operators who have complete more than required length of service on the date of notification shall be regulated as under :-

The total length of service for the purpose of attainment of higher grade shall be 65% of the total length of service subject to the following conditions, namely :-

a) The benefits shall extend only to those who have complete more than 6 years of service as on 11.12.2001.

b) The fraction of the length of service shall be rounded off to 1(one) year for those with more than 6 (six) months of service.

c) The excess period of service that may be left over after the attainment of particular grade shall be reckoned towards the attainment of next higher grade.

By Order and in the name of the Governor.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS & TRAINING.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS & TRAINING.
GANGTOK


NOTIFICATION

In continuation of Notification No. 71/Gen/DOP dated 15.9.2001, the Governor is pleased to decide that the attainment of the higher grade in respect of Laboratory Technician, Animal Husbandry & Vety. Service Department who have completed more than required length of service on the date of notification shall be regulated as under :-

The total length of service for the purpose of attainment of higher grade shall be 65% of the total length of service subject to the following conditions, namely :-

a) The benefits shall extend only to those who have completed more than 6 years of services as on 15.9.2001.
b) The fraction of the length of service shall be rounded off to 1(one) year for those with more than 6 (six) months of service.
c) The excess period of services that may be left over after the attainment of particular grade shall be reckoned towards the attainment of next higher grade.

By order and in the name of the Governor.

R.S. BASNET,
SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS & TRAINING.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS & TRAINING.
GANGTOK

No. 113GEN/DOP. Dated: 29/01/2002.

NOTIFICATION

The Governor is pleased to abolish the post of Deputy Registrar (Administrative & Protocol) in the High Court of Sikkim on the retirement of the present incumbent w.e.f. 1.3.2002. The abolition of the said post will be effective from 1.3.2002.

By order.

C.L. SHARMA,
ADDL. SECRETARY TO THE GOVERNMENT OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS & TRAINING.
NOTIFICATION

In exercise of the powers conferred by section 3 of the Sikkim Commission for Backward Classes Act, 1993, (Act No. 8 of 1993) the Governor is pleased to re-constitute the Sikkim Commission for Backward Classes to exercise the powers conferred on and to perform the functions assigned to it under this Act.

1. Shri P.M. Subba
   Ex-M.P. D.P.H. Road, Gangtok - Chair person
2. Shri K.B. Gurung
   Arithang Gangtok - Member
3. Dr. B.M. Rai
   Namchi, South District - Member
4. Shri I.B. Rai
   Ranka, East District - Member
5. Shri Khus Narayan Pradhan
   Chongay Busty, Rongli Bazar, East District - Member
6. Shri Chandra Bahadur Karki,
   Tashingding Busty, West District - Member
7. Secretary, Social Welfare Department - Member Secretary.

All members except the member secretary shall hold office for a term of three years from the date of assumption of office.

By order and in the name of the Governor.

MS. C. CINTURY, IAS,
PRINCIPAL SECRETARY,
SOCIAL WELFARE DEPARTMENT.
ORDER

1. Whereas the State Election Commission, Sikkim Vide Order No. 02/SEC dated : 10.7.2001, ordered that the Panchyate electoral rolls shall be prepared de-novo duly segregating according to the areas comprised in each Gram Panchyate Ward the names of the electors appearing in the electoral rolls of Sikkim legislative Assembly 2001.

2. Whereas, the Election Commission of India decided to take up the intensive revision of Electoral Rolls of all the Assembly constituencies of Sikkim with reference to 1.1.2002 as the qualifying date. The final publication of these rolls took place on 31.1.2002 as per the programme set out by the Election Commission of India.

3. Whereas, the programmes for preparation of Panchyat Electoral rolls were accordingly postponed.

4. Now, therefore, the State Election Commission, Sikkim, has decided that the panchyat electoral rolls shall be prepared de-novo with reference to the Electoral rolls of Sikkim Legislative Assembly constituencies prepared with reference to 1.1.2002 as the qualifying date.

5. Order No. 02/SEC dated 10.7.2001 shall accordingly stand modified to this extent.

By Order of the State Election Commission, Sikkim.

SECRETARY,
STATE ELECTION COMMISSION,
SIKKIM.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No. 7/HOME/2002

DATED: 5/02/2002.

NOTIFICATION

The State Government is hereby pleased to constitute the Sikkim Handloom & Handicrafts development corporation limited.

This Notification shall be deemed to have come into force on the 18th Day of October, 2001.

By Order and in the name of the Governor.

K.N. LEPCHA,
ADDITIONAL SECRETARY, HOME
NOTIFICATION

In pursuance of powers conferred under Articles 61 and 62 of the Articles of Association of the Sikkim Handloom and Handicrafts Development Corporation Limited, the State Government hereby constitutes the Board of Directors of the Sikkim Handloom and Handicrafts Developments Corporation Limited as follows:

1. Development Commissioner, Planning and Development Department
2. Secretary, Finance Department
3. Secretary, Industries Department
4. Secretary, Cooperation Department
5. Director, Directorate of Handloom and Handicrafts
6. Executive Officer, Sikkim Khadi and Village Industries Board
7. Managing Director, Sikkim Handloom and Handicrafts Development Corporation Limited.

By Order and in the name of the Governor.

K.N. LEPCHA,
ADDITIONAL SECRETARY, HOME
The following Ordinance promulgated by the President on 30th December, 2001, is hereby republished for general information:–

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Legislative Department)
New Delhi, the 30th December, 2001 /Pausa 9, 1923 (Saka)
THE PREVENTIAON OF TERRORISM (SECOND)


Promulgated by the President in the Fifty – second Year of the Republic of India.

An Ordinance to make provisions for the prevention of, and for dealing with, terrorist activities and for matters connected therewith.

WHEREAS the Prevention of Terrorism Ordinance, 2001, to provide for the aforesaid matters was promulgated by the President on the 24th day of October, 2001;

AND WHEREAS the Prevention of Terrorism Bill, 2001, to replace the said Ordinance could not be introduced in the House of the people.

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:-
CHAPTER I

PRELIMINARY

1. (1) The Ordinance may be called the Prevention of Terrorism (Second) Ordinance, 2001.

(2) It extends to the whole of India.

(3) Every person shall be liable to punishment under this Ordinance for every act or omission contrary to the or omissions thereof, of which he is held guilty in India.

(4) Any person who commits an offence beyond India which is punishable under this Ordinance shall be dealt with according to the provisions of this ordinance in the same manner as if such act had been committed in India.

(5) The provisions of this ordinance apply also to –
   (a) Citizens of India outside India;
   (b) persons in the service of the Government, wherever they may be.
   (c) persons on ships and aircrafts, registered in India, wherever they may be.

(6) Save as otherwise provided in respect of entires at serial numbers 24 and 25 of the Schedule to this ordinance, it shall be deemed to have come into force on the 24th day of October, 2001 and shall remain in force for a period of three years from the date of its commencement, but its expiry under the operation of this sub-section shall not effect –
   (a) The previous operation of, or anything duly done or suffered under this Ordinance, or
   (b) any right, privilege, obligation or liability acquired, accrued or incurred under this ordinance, or
   (c) any penalty, forfeiture or punishment incurred in respect of any offence under this ordinance, or
   (d) any investigation, legal proceeding or remedy in remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid, and, any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this ordinance had not expired.
2.(1) In this ordinance, unless the context otherwise requires;
(b) “Designated Authority” shall mean such officer of the
Central Government not below the rank of Joint Secretary to the
Government, or such officer of the State Government not below
the rank of secretary to the Government, as the case may be, as
may be specified by the Central Government or as the case may be,
the State Government, by notification published in the Official
Gazette;
(c) “proceeds of terrorism” shall mean all kinds of properties
which have been derived or obtained from commission of any
terrorist act or have been acquired through funds traceable to a
terrorist act, and shall include cash, irrespective of person in whose
name such proceeds are standing or in whose possession they
found;
(d) “property” means property and assets of every description,
whether corporeal or incorporeal, movable or immovable tangible
or intangible and deeds and instruments evidencing title to, or
interest in, such property or assets and includes bank account;
(e) “public prosecutor” means a public prosecutor or an
additional public prosecutor or a special public prosecutor
appointed under section 28 and includes any person acting under
the directions of the public prosecutor;
(f) “Special Court” means a special court constituted under
section 23;
(g) “terrorist act” has the meaning assigned to it in sub-section
(1) of section 3, and the expression “terrorist” shall be construed
accordingly;
(h) “State Government”, in relation to a Union territory, means
the administrator thereof;
(i) words and expressions used but not defined in this
Ordinance and defined in the Code shall have the meanings
respectively assigned to them in the Code.

(2) Any reference in this ordinance to any enactment or any
provision thereof shall, in relation to an area in which such
enactment or such provision is not in force, be constructed as a
reference to the corresponding law or the relevant provision of the
corresponding law, if any, in force in that area.
CHAPTER II

PUNISHMENT FOR, AND MEASURES FOR DEALING WITH, TERRORIST ACTIVITIES

1. (1) whoever;
   (a) with intent to threaten the unity, integrity, security, or sovereignty of India or to strike terror in the people or any section of the people does any act or thing by using bombs, dynamite, other explosive substances or inflammable substances or fire arm or others lethal weapons or poisons or noxious gases or other chemicals or by any other substances (whether biological or otherwise) of a hazardous nature or by any other means whatsoever, in such a manner as to cause, or likely to cause, death of, or injuries to any person or persons or loss of, or damage to, or destruction of, property of disruption of any supplies or services essential to the life of the community or causes damage or destruction of any property or equipment used or intended to be used for the defence of India or in connection with any other purposes of the Government of India, any State Government or any of their agencies, or detains any persons and threatens to kill or injure such person in order to compel the government or any other person to do or abstain from doing any act;
   (b) is or continues to be a member of an association declared unlawful under the Unlawful Activities (Prevention) Act, 1967, or voluntarily does an act aiding or promoting in any manner the objects of such association and in either case is in possession of any unlicensed firearms, ammunition, explosive or other instrument or substance capable of causing mass destruction an commits any act resulting in loss of human life or grievous injury to any person or causes significant damage to any property, commits a terrorist act.

   **Explanation** :- For the purpose of this sub-section, “a terrorist act” shall include the act of raising funds intended for the purpose of terrorism.

   (2) Whoever commits a terrorist act, shall, -

   (i) If such act has resulted in the death of any person, be punishable with death or imprisonment for life and shall also be liable to fine,

   (ii) in any other case, be punishable with imprisonment for a term which shall not be less than five years but which may extend to imprisonment for life and shall also be liable to fine.
(3) whoever conspires or attempts to commits, or advocates,
abets, advises or incites or knowingly facilitates the commission
of, a terrorist act or any act preparatory to a terrorist act, shall be
punishable with imprisonment for a term which shall not be less
than five years but which may extend to imprisonment for life and
shall also be liable to fine.

(4) Whoever voluntarily harbours or conceals, or attempts to
harbour or conceal any person knowing that such person is a
terrorist shall be punishable with imprisonment for a term which
shall not be less than three years but which may extend to
imprisonment for life and shall also be liable to fine;

Providing that this sub-section shall not apply to any case
in which the harbour or concealment is by the husband or wife of
the offender.

(5) Any person who is a member of a terrorist gang or a
terrorist organization, which is involved in terrorist acts, shall be
punishable with imprisonment for a term which may extend to
imprisonment for life or with fine which may extend to rupees ten
lakh or with both.

(6) Whoever knowingly holds any property derived or obtained
from commission of any terrorist act or has been acquired through
the terrorist act or has been acquired through the terrorist funds
shall be punishable with imprisonment for a term which may extend to
imprisonment for life or with fine which may extend to rupees ten lakh or with both.

(7) Whoever threatens any person who is a witness or any
other person in whom such witness may be interested, with
violence, or wrongfully restrains or confines the witness, or any
other person in whom the witness may be interested, or does any
other unlawful act with the said intent, shall be punishable with
imprisonment which may extend to three year and fin.

4. Where any person is in unauthorized possession of any:-

(a) arms or ammunition specified in columns (2) or
(3) of Category I or category II (a) of schedule I to the Arms Rule
1962, in a notified areas,

(b) bombs, dynamite or hazardous explosive substances
or other lethal weapons capable of mass destruction or biologic
or chemical substances of warfare in any area, whether notified or
not, he shall be guilty of terrorist act notwithstanding anything
contained in any other law for the time being in force, and be
punishable with imprisonment for a term which may extend to
imprisonment for life or with fine which may extend to rupees ten
lakh or with both.

Explanation :- In this section “notified area” means such area as
the State Government may, by notification in the Official Gazette,
specify.
5. (1) If any person with intent to aid any terrorist contravenes any provision of, or any rule made under, the Arms Act, 1959, the Explosives Act, 1884, the explosive substances act, 1908 or the inflammable substances act, 1952, he shall, notwithstanding anything contained in any of the aforesaid act or the rules made thereunder, be punishable with imprisonment for term which may extend to imprisonment for life and shall also be liable to fine.

(2) For the purposes of this section, any person who attempts to contravene or abets, or does any act preparatory to the contravention of any provision of any law, rule or order, shall be deemed to have contravened that provision, and the provisions of sub-section (1) shall, in relation to such person, have effect subject to the modification that the reference to “imprisonment for life” shall be construed as a reference to “imprisonment for ten years”.

6. (1) No person shall hold or be in possession of any proceeds of terrorism.

(2) Proceeds of terrorism, whether held by a terrorist or by any other person and whether or not such person is prosecuted or convicted under this ordinance, shall not be forfeited to the Central Government or the State Government, as the case may be, in the manner provided under this Chapter.

7. (1) If an officer (not below the rank of Superintendent of Police) investigating an offence committed under this ordinance has reason to believe that any property in relation to which investigation is being conducted, represents proceeds of terrorism, he shall, with the prior approval in writing of the Director General of Police of the State in which such property is situated, make an order seizing such property and where it is not practicable to seize such property, make an order of attachment directing that such property shall not be transferred or otherwise dealt with except with the prior permission of the officer making such order, or the designated authority before whom the properties seized attached are produced and a copy of such order shall be served on the person concerned.

(2) For the removal of doubts, it is hereby provided that where an organization is declared as a terrorist organization under this ordinance and the investigating officer has reason to believe that any person has custody of any property which is being used or is intended to be used for the purpose of such terrorist organization, he may, be an order in writing, seize or attach such property.
(3) The investigating officer shall duly inform the designated authority within forty-eight hours of the seizure or attachment of such property.

(4) It shall be open to the Designated Authority before whom the seized or attached properties are produced either to confirm or revoke the order of attachment so issued.

Provided that an opportunity of making a representation by the person whose property is being attached shall be given.

(5) In the case of immovable property attached by the investigating officer, it shall be deemed to have been produced before the designated authority, when the investigating officer notified his report and places it at the disposal of the Designated Authority.

(6) The investigating officer may seize and detain any cash to which this chapter applies if he has reasonable grounds for suspecting that

(a) It is intended to be used for the purposes of terrorism.

(b) It forms the whole or part of the resources of an organization declared as terrorist organization under this ordinance;

Provided that the cash seized under this sub-section by the investigating officer shall be released not later than the period of forty-eight hours beginning with the time when it is seized unless the matter involving the cash is before the Designated authority and such authority passes an order allowing its retention beyond forty-eight hours.

*Explanation*: For the purposes of this sub-section “cash” means-

(a) coins and notes in any currency;

(b) postal orders;

(c) traveller’s cheques;

(d) banker’s drafts; and

(e) such other monetary instruments as the Central Government or, as the case may be, the State Government may specify by an order made in writing.

(7) Any person aggrieved by an order made by the designated authority, may prefer an appeal to the special court and the special court may either confirm the order of attachment of property or seizure so made or revoke such order and release the property.
Where any property is seized or attached on the ground that it constitutes proceeds of terrorism and the special court is satisfied in this regard under sub-section (7) of section 7, may order forfeiture of such property, whether or not the person from whose possession it is seized or attached, is prosecuted in special court for an offence under this ordinance.

(9)(1) No order forfeiting any proceeds of terrorism shall be made under section 8 unless the person holding or in possession of such proceeds is given a notice in writing informing him of the grounds of which it is proposed to forfeit the proceeds of terrorism and such person is given an opportunity of making a representation in writing within such reasonable time as may be specified in the notice against the grounds of forfeiture and is also given a reasonable opportunity of being heard in the matter.

(2) No order of forfeiture shall be made under sub-section (1), if such person establishes that he is a bonafide transferee of such proceeds for value without knowing that they represent proceeds of terrorism.

(3) It shall be competent for the Special Court to make an order in respect of property seized or attached:-

(a) directing it to be sold if it is a perishable property and the provisions of section 459 of the code shall, as nearly as may be practicable, apply to the net proceeds of such sale;

(b) nominating any officer of the Central or State government, in the case of any other property, to perform the function of the Administrator of such property subject to such conditions as may be specified by the Special Court.

10. (1) Any person aggrieved by an order of forfeiture under section 8 may, within one month from the date of the receipt of such order, appeal to the High Court within whose jurisdiction, the special court, who passed the order appealed against, is situated.

(2) Where an order under section 8 is modified or annual led by the High Court or where in a prosecution instituted for the contravention of the provisions of this ordinance, the person against whom an order of forfeiture has been made under section 8 is acquitted, such property shall be returned the forfeited property, if it is not possible for any reason to return the forfeited property. Such person shall be paid the price therefore as if the property had been sold to the Central Government with reasonable interest calculated from the day of seizure of the property and such price shall be determined in the manner prescribed.
11. The order of forfeiture made under this ordinance by the Special court, shall not prevent the infliction of any other punishment to which the person affected thereby is liable under this ordinance.

12. (1) Where any claim is preferred, or any objection is made to the seizure of any property under section 7 on the ground that such property is not liable to seizure, the Designated Authority before whom such property is produced, shall proceed to investigate the claim or objection.

Provided that no such investigation shall be made where the designated authority considers that the claim or objection was designed to cause unnecessary delay.

(2) In case claimant or objector established that the property specified in the notice issued under section 9 is not liable to be forfeited under the ordinance, the said notice shall be withdrawn or modified accordingly.

13. The Designated authority, acting under the provisions of this ordinance, shall have all the powers of a civil court required for making a full and fair enquiry into the matter before it.

14. (1) Notwithstanding anything contained in any other law, the officer investigating any offence under this ordinance with prior approval in writing of an office not below the rank of superintendent of Police, may require any office or authority of the Central Government or a State Government or a local authority or a Bank, or a company, or a firm or any other institution, establishment, organization or any individual to furnish information in their possession in relation to such offence, on points or matters, where the investigating officer has reason to believe that such information will be useful for or relevant to, the purposes of this ordinance.

(2) Failure to furnish the information called for under sub-section (1), or deliberately furnishing false information shall be punishable with imprisonment for a term which may extend to three years or with fine or with both.

(3) Notwithstanding anything contained in the Code, the offence under sub-section (1) shall be tried as a summary case and the procedure prescribed in Chapter XXI of the said Code (except sub-section (2) of section 262) shall be applicable thereto.
15. Where, after the issue of an order under section 7 or issue of a notice under section 9, any property referred to in the said order or notice is transferred by any mode whatsoever, such transfer shall, for the purpose of the proceedings under this ordinance, be ignored and if such property is subsequently forfeited, the transfer of such property shall be deemed to be null and void.

16. (1) Where any person is accused of any offence under this ordinance, it shall be open to the Special Court trying him to pass an order that all or any of the properties, movable or immovable or both belonging to him, shall, during the period of such trial, be attached, if not already attached under this ordinance.

(2) Where a person has been convicted of any offence punishable under this ordinance, the special court may, in addition to awarding any punishment, by order in writing, declare that any property, movable or immovable or both, belonging to the accused and specified in the order, shall stand forfeited to the central government or the state government, as the case may be, free from all encumbrances.

17. Where any shares in a company stand forfeited to the central government or the State Government, as the case may be, under this ordinance, than, the company shall on receipt of an order of the Special Court, notwithstanding anything contained in the companies act, 1956, or the articles of association of the company, forthwith register the central government or the state government, as the case may be, as the transferee of such shares.
CHAPTER III

TERRORIST ORGANISATIONS

18. (1) For the purposes of this ordinance, an organization is a terrorist organization if –
   (a) It is listed in the Schedule, or
   (b) It operates under the same name as an organization listed in that schedule.

   (2) The Central Government may by order, in the Official Gazette;-
       (a) add an organization to the Schedule;
       (b) remove an organization from that Schedule;
       (c) amend that schedule in some other way.

   (3) The Central Government may exercise its power under clause (a) of sub-section (2) in respect of an organization only if it believes that it is involved in terrorism.

   (4) For the purposes of sub-section (3), an organization shall be deemed to be involved in terrorism if it –
       (a) commits or participates in acts of terrorism;
       (b) prepares for terrorism;
       (c) promotes or encourages terrorism, or
       (d) is otherwise involved in terrorism.

19. (1) An application may be made to the Central Government for the exercise of its power under clause (b) of sub-section (2) of section 18 to remove an organization from the schedule.

   (2) An application may be made by –
       (a) The organization, or
       (b) Any person affected by inclusion of the organization in the schedule as a terrorist organization.

   (3) The Central Government may make rules to prescribe the procedure for admission and disposal of an application made under this section.

   (4) Where an application under sub-section (1) has been refused, the applicant may apply for a review to the Review committee constituted by the Central Government under sub-section (1) of section 60 within one month from the day of receipt of the order by the applicant.

   (5) The review committee may allow an application for review against refusal to remove an organization from the Schedule, if it considers that the decision to refuse was flawed when considered in the light of the principles applicable on an application for judicial review.

   (6) Where the Review Committee allows review under sub-section (5) by or in respect of an organization, it may make an order under this sub-section.
(7) When an order is made under sub-section (6), the Central Government shall, as soon as the certified copy of the order is received it, make an order removing the organization from the list in the Schedule.

20. (1) A person commits an offence if he belongs or professes to belong to a terrorist organization.

Provided that this sub-section shall not apply where the person charged is able to prove.

(a) that the organization was not declared as terrorist organization at the time when he became a member or belong to profess to be a member; and

(b) that he has not taken part in the activities of the organization at any time during its inclusion in the schedule as a terrorist organization.

21. (1) A person commits an offence if ;-

(a) he invites support for a terrorist organization, and

(b) the support is not, or is not restricted to, the provision of money or other property within the meaning of section 22.

(2) A person commits an offence if he arranges, manages or assists in arranging or managing a meeting which he know is –

(a) to support a terrorist organization.

(b) to further the activities of a terrorist organization, or

(c) to be addressed by a person who belongs or professes to belong to a terrorist organization.

(3) A person commits an offence if he addresses a meeting for the purpose of encouraging support for a terrorist organization or to further its activities.

(4) A person guilty of an offence under this section shall be liable on conviction, to imprisonment for a term not exceeding ten years or with fine with both.

Explanation :- For the purposes of the this section, the expression “meeting” means a meeting of three or more persons whether or not the public are admitted.

22. (1) A person commits an offence if he :-

(a) invites another to provide money or other property, and

(b) intends that it should be used, or has reasonable cause to suspect that it may be used, for the purposes of terrorism.
A person commits an offence if he:
(a) receives money or other property, and
(b) intends that it should be used, or has reasonable cause to suspect that it may be used, for the purposes of terrorism.

A person commits an offence if he:
(a) provides money or other property, and
(b) knows or has reasonable cause to suspect that it will or may be used for the purposes of terrorism.

In this section, a reference to the provision of money or other property is a reference to its being given, lent or otherwise made available, whether or not for consideration.

A person guilty of an offence under this section shall be liable on conviction, to imprisonment for a term not exceeding fourteen years or with fine or with both.

CHAPTER IV

SPECIAL COURTS

23. (1) The Central Government or a State Government may, by notification in the Official Gazette, constitute one or more special courts for such area or areas, or for such case or class or group of cases, as may be specified in the notification.

(2) Where a notification constituting a special court for any area or areas or for case or class or group of cases is issued by the central government under sub-section (1), and a notification constituting a special court for the same area or a areas or for the same case or class or group of cases has also been issued by the State Government under that sub-section, the special court constituted by the Central Government, whether the notification constituting such court is issued before or after the issue of the notification constituting the special court by the state government, shall have and the special court constituted by the State Government shall both have, jurisdiction to try any offence committed in that area or areas or, as the case may be, the case or class or group of cases and all cases pending before any special court constituted by the state government shall stand transferred to the special court constituted by the central government.

(3) Where any question arises as to the jurisdiction of any special court, it shall be referred to the central government whose decision in the matter shall be final.
(4) A Special Court shall be presided over by a judge to be appointed by the Central Government or, as the case may be, the state government with the concurrence of the chief justice of the high court.

(5) The Central Government or, as the case may be, the State Government may also appoint, with the concurrence of the Chief justice of the High Court, additional judge to exercise jurisdiction of a special court.

(6) A person shall not be qualified for appointment as a judge or an additional judge of a special court unless he he, immediately before such appointment, a sessions judge or an additional sessions judge in any State.

(7) For the removal of doubts, it is hereby provided that the attainment, by a person appointed as a judge or an additional judge of a special court, of the age of superannuation under the rules applicable to him in the service to which he belongs, shall not affect his continuance as such judge or additional judge.

(8) Where any additional judge or additional judge is or are appointed in a special court, the judge of the special court may, from time to time, by general or special order, in writing, provide for the distribution of business of the special court among all judge including himself and the additional judge or additional judges and also for the disposal of urgent business in the event of his absence or the absence of any additional judge.

24. A special court may, on its own motion, or on an application made by the public prosecutor and if it considers it expedient or desirable of to do, sit for any of its proceedings at any plane other than its ordinary place of sitting.

Provided that nothing in this section shall be construed by a state government to any outside that state.

25.(1) Notwithstanding anything contained in the Code, every offence punishable under any provision of this ordinance shall be trial only by the special court within whose local jurisdiction it was committed or, as the case may be, by the special court constituted for trying such offence under section 23.

(2) if having regard to the exigencies of the situation prevailing in a state;-

(i) It is not possible to have a fair, impartial or speedy trial; or
(ii) it is not feasible to have the trial without occasioning the breach of peace or grave risk to the safety of the accused, the witnesses, the public prosecutor and a judge of the special court or any of them; or

(iii) it is not otherwise in the interests of justice, the supreme court may transfer any case pending before a special court to any other special court within that state or in any other state and the high court may transfer any case pending before special court situated in that state to any other special court within the state.

(3) The Supreme Court or the High Court as the case may be, may act under this section either on the application of the central government or a party interested and any such application shall be made by motion, which shall, except when the applicant is the attorney – general of India, be supported by an affidavit or affirmation.

26.(1) When trying any offence, a Special Court may also try any other offence with which the accused may, under the code, be charged at the same trial if the offence, is connected with such other offence.

(2) If, in the course of any trial under this ordinance of any offence, it is found that the accused person has committed any other offence under this ordinance or under any other law, the special court may convict such person of such other offence and pass any sentence or award punishment authorized by this ordinance or such rule or, as the case may be, under such other law.

27.(1) When a police officer investigating a case requests the court of chief judicial magistrate or the court of a chief metropolitan magistrate in writing for obtaining samples of handwriting, voice of any accused person, reasonable suspected to be involved in the commission of an offence under this ordinance, it shall be lawful for the court of a chief judicial magistrate or the court of a chief metropolitan magistrate to direct that such samples be given by the accused person to the police officer either through a medical practitioner or otherwise, as the case may be.

(2) if, any accused person refused to give samples as provided in sub-section (1), the court shall draw adverse inference against the accused.
28.(1) for every special court, the central government or, as the case may be, the state government, shall appoint a person to be the public prosecutor and may appoint one or more persons to be the Additional Public Prosecutor or additional public prosecutors.

Provided that the Central Government or, as the case may be, the State Government, may also appoint for any case or class or group of cases, a special public prosecutor.

(2) A person shall not be qualified to be appointed as a public prosecutor or an additional public prosecutor or a special public prosecutor under this section unless he has been in practice as an advocate for not less than seven years, under the Union or a state requiring special knowledge of law.

(3) Every person appointed as a public prosecutor or additional public prosecutor or a special public prosecutor under this section shall be deemed to be a public prosecutor within the meaning of clause (u) of section 2 of the code, and the provisions of the Code shall have effect accordingly.

29.(1) Subject to the provisions of section 50, a Special court may take cognizance of any offence, without the accused being committed to it for trial, upon receiving a complaint of facts that constitute such offence or upon a police report of such facts.

(2) Where an offence triable by a special court is punishable with imprisonment for a term not exceeding three years or with fine or with both, the special court may, notwithstanding anything contained in sub-section (1) of section 260 or section 262 of the code, try the offence in a summary way in accordance with the procedure prescribed in the code and the provisions of sections 263 to 265 of the code, shall so far as may be, apply to such trial;

Provided that when, in the course of a summary trial under this sub-section, it appears to the special court that the nature of the case is such that it is undesirable to try it in a summary way, the examined and proceed to re-hear the case in the manner provided by the provisions of the code for the trial of such offence and the said provisions shall apply to and in relation to a special court as they apply to an in relation to a magistrate;

Provided further that in the case of any conviction in a summary trial under this section, it shall be lawful for a special court to pass a sentence of imprisonment for a term not exceeding one year and within fine which may extend to rupees five lakh.
(3) Subject to the other provisions of this ordinance, a special court shall, for the purpose of trial of any offence, have all the powers of a court of session and shall try such offence as if it were a court of session so far as may be in accordance with the procedure prescribed in the code for the trial before a court of session.

(4) Subject to the other provisions of this ordinance, every case transferred to special court under section 25 shall be dealt with as if such case had been transferred under section 406 of the code of such special court.

(5) notwithstanding any thing contained in the code, but subject to the provisions of section 299 of the code, a special court may, if it thinks fit and or reasons to be recorded by it, proceed with the trial in the absence of the accused or his pleader and record the evidence of any witness, subject to the right of the accused to recall the witness for cross-examination.

30.(1) Notwithstanding anything contained in the code, the proceedings under this ordinance may, for reasons to be recorded in writing, be held in camera if the special court so desires.

(2) A special court, if on an application made by a witness in any proceeding before it or by the public prosecutor in relation to such witness or on its own motion, is satisfied that the life of such witness is in danger, it may, for reasons to be recorded in writing, take such measures as it deems fit for keeping the identity and address of such witness secret.

(3) in particular and without prejudice to the generality of the provisions of sub-section (2) the measures which a special court may take under that sub-section may include:-

a. the holding of the proceedings at a place to be decided by the special court.

b. the avoiding of the mention of the names and address of the witnesses in it orders or judgments or in any records of the case accessible to public.

c. the issuing of any directions for securing that the identity and address of the witnesses are not disclosed.

d. a decision that it is in the public interest to order that all or any of the proceedings pending before such a court shall not be published in any manner.

(4) Any person who contravenes any decision or director for a term which may extend to one year and with fine which may extend to one thousand rupees.
31. The trial under this ordinance of any offence by a special court shall have precedence over the trial of any other case against the accused in any other court (not being a special court) and shall be concluded in preference to the trial of such other case and accordingly the trial of such other case shall remain in abeyance.

32. (1) Notwithstanding anything in the code or in the Indian evidence act, 1872 but subject to the provisions of this section, a confession made by a person before a police officer not lower in rank than a superintendent of police and recorded by such police officer either in writing or on any mechanical or electronic device like cassettes, tapes or sound tracks from out of which sound or images can be reproduced, shall be admissible in the trial of such person for an offence under this ordinance or rules made the render.

(2) A police officer shall, before recording any confession made by a person under sub-section (1) explain to such person in writing that he is not bound to make a confession and that if he does so it may be used against him.

Provided that where such person prefers to remain silent, the police officer shall not compel or induce him to make any confession.

(3) The confession shall be recorded in an atmosphere free from threat or inducement and shall be in the same language in which the person makes it.

(4) The person from whom a confession has been recorded under sub-section (1) shall be produced before the Court of a chief metropolitan magistrate or the court of a chief judicial magistrate along with the original statement of confession, written or recorded on mechanical or electronic device within forty-eight hours.

(5) The chief metropolitan magistrate or the chief judicial magistrate shall record the statement, if any, made by the person so produced and get his signature or thumb impression and if there is any complaint for torture, such person shall be directed to be produced for medical examination before a medical officer not lower in rank than a assistant civil surgeon and thereafter, he shall be sent to judicial custody.

33. Where, after taking cognizance of any offence, a special court is of the opinion that the offence is not triable by it, shall notwithstanding that it has no jurisdiction to try such offence transfer the case for the trial of such offence to any court having jurisdiction under the code and the court to which the case transferred may proceed with the trial of the offence as if it had taken cognizance of the offence.
34.(1) Notwithstanding anything contained in the code, an appeal shall lie from any judgment, sentence or order, not being an interlocutory order, of a special court to the high court both on facts and on law.

Explanation :- For the purposes of this section, “High Court " means a high court within whose jurisdiction, a special court which passed the judgment, sentence or order, is situated.

(2) Every appeal under sub-section (1) shall be heard by a bench of two judges of the High Court.

(3) Except as aforesaid, no appeal or revision shall lie to any court from any judgment, sentence or order including an interlocutory order of a special court.

(4) Notwithstanding anything contained in sub-section (3) of section 378 of the code, an appeal shall lie to the high court against an order to the special court granting or refusing bail.

(5) Every appeal under this section shall be preferred within a period of thirty days from the date of the judgment, sentence or order appealed from.

Provided that the high court may entertain an appeal after the expiry of the said period of thirty days if it is satisfied that the appellant had sufficient cause for not preferring the appeal within the period of thirty days.

35.(1) The jurisdiction conferred by this ordinance on a special court, shall, until a special court is constituted under section 23, in the case of any offence punishable under this ordinance, notwithstanding anything contained in the code, be exercised by the court of session of the division in which such offence has been committed and it shall have all the powers and follow the procedure provided under this chapter.

(2) On and from the date when the special court is constituted under section 23, every trial under the provisions of this ordinance, which would have been required to be held before the special court, shall stand transferred to that court on the date on which it is constituted.
CHAPTER V

INTERCEPTION OF COMMUNICATION IN CERTAIN CASES.

36. In this Chapter, unless the context otherwise requires:-
   (a) “electronic communication” means any transmission of signs, signals, writings, images, sounds, data or intelligence of any nature transmitted in whole or in part by a wire, radio, electromagnetic, photo electronic or photo optical system that affects inland or foreign commerce but not include:-
      (i) the radio portion of a cordless telephone communication that is transmitted between the wireless telephone hand-set and the base unit;
      (ii) any wire or oral communication;
      (iii) any communication made through a tone only paging device; or
      (iv) any communication from a tracking device;
   (b) “intercept” means the aural or other acquisition of the contents by wire, electronic or oral communication through the use of any electronic, mechanical or other device;
   (c) “oral communication” means any oral communication uttered by a person exhibiting an expectation that such communication is not subject to interception under circumstances justifying such expectation but such term does not include any electronic communication;
   (d) “wire communication” means any aural transmission made in whole a part through the use of facilities for the transmission of communications by the aid of wire, cable or other like connection between the point of origin and the point of connection, between the point of origin and the point of reception (including the use of such connection in switching station) and such term includes any electronic storage of such communication;

37. The central government or the state government, as the case may be, may appoint an officer not below the rank of secretary to the government in the case of state government and not below the rank of joint secretary to the government in the case of central government, to be the competent authority for the purposes of this chapter.

38. (1) A police officer not below the rank of Superintendent of Police supervising the investigation of any terrorist act under this ordinance may submit an application in writing to the competent authority for an order authorizing or approving the interception of wire, electronic or oral communication by the investigating officer when he believes that such interception may provide, or has provided evidence of any offence involving a terrorist act.

   (2) Each application shall include the following information:-
a) the identity of the investigating officer making the application, and the head of the department authorizing the application;

(b) a statement of the facts and circumstances relied upon by the applicant to justify his belief that an order should be issued, including:-

(i) details as to the offence of terrorist act that has been, is being, or is about to be committed;

(ii) a particular description of the nature and location of the intercepted;

(iii) a particular description of the type of communications sought to be intercepted; and

(iv) the identity of the person, if known, committing the terrorist act whose communications are to be intercepted;

(c) a statement of the period of time for which the interception is required to be maintained, if the nature of the enquiry is such that the authorization of interception should not automatically terminate after the described type of communication has been first obtained;

(d) a particular description of facts establishing probable cause to believe that additional communications of the same type will occur thereafter; and

(e) where the application is for the extension of an order, a statement setting forth the results thus far obtained from the interception, or a reasonable explanation of the failure to obtain such results.

(3) The competent authority may require the applicant to furnish additional oral or documentary evidence in support of the application.

39. (1) Upon such application, the Competent Authority may reject the application, or issue an order, as requested or as modified, authorizing approving interception of wire, electronic or oral communications, if the competent authority determines on the basis of the facts submitted by the applicant that:

(a) there is a probable cause for belief that an individual committing, has committed, or is about to commit particular offence described and made punishable under sections 3 and 4 of this ordinance;

(b) there is a probable cause of belief that particular communications concerning that offence may be obtained through such interception;

(c) there is probable cause of belief that the facilities from which, or the place where, the wire, electronic or oral communications are to be intercepted are being used or are about to be used, in connection with the commission of such offence, leased to are listed in the name of or commonly used by such person.
Each order by the competent authority authorizing or approving the interception of any wire, electronic or oral communication under this section shall specify:-

(a) the identity of the person, if known, whose communications are to be intercepted;

(b) the nature and location of the communication facilities as to which, or the place where, authority to intercept is granted;

(c) a particular description of the type of communication sought to be intercepted, and a statement of the particular offence to which it relates;

(d) the identity of the agency authorized to intercept the communications and the person authorizing the application; and

(e) the period of time during which such interception is authorized, including a statement as to whether or not the interception shall automatically terminate after the described communication has been first obtained.

The competent authority shall immediately after passing the order under sub-section (1) of section 39, but in any case not later than seven days from the passing of the order, submit a copy of the same to the Review committee constituted under section 60 along with all the relevant underlying papers, record and his own findings, in respect of the said order, for consideration and approval of the order by the review committee.

An order authorizing the interception of a wire, electronic or oral communication under this section shall, upon request of the applicant, direct that provider of wire or electronic communication service, landlord, custodian or other person shall furnish to the applicant forthwith all information, facilities, and technical assistance necessary to accomplish the interception unobtrusively and with a minimum of interference with the services that such service provider, landlord, custodian, or person is providing to the person whose communications are to be intercepted.

No order issued under this section may authorize or approve the interception of any wire, electronic or oral communication for a period longer than is necessary to achieve the objective of the authorization, nor in any event longer than sixty days and such sixty days period shall begin on the day immediately preceding the day on which the investigation officer first begins to conduct an interception under the order or ten days after order is issued whichever is earlier.
(2) The extension of an order may be granted, but only upon an application for an extension made in accordance with sub-section (1) of section 38 and the competent authority making the findings required by sub-section (1) of section 39, and the period of such extension shall be no longer than the competent authority deems necessary to achieve the purposes for which it was granted and in no event for longer than sixty days at a time.

(3) Every order and extension thereof shall contain a provision that the authorization to intercept shall be executed as soon as practicable and shall be conducted in such manner as to minimize the interception of communications not otherwise subject to interception under this section and shall terminate upon attainment of the authorized objective, or in any event on the expiry of the period of said order or extension thereof.

42. (1) An interception under this chapter may be conducted in whole or in part by a public servant, acting under the supervision of the investigating officer authorized to conduct the interception.

(2) Whenever an order authorizing an interception is issued pursuant to this section, the order may require reports to be made to the competent authority who issued the order showing that progress has been made towards achievement of the authorized objective and the need for continued interception and such report shall be made at such intervals as the competent authority may require.

43. (1) Notwithstanding anything contained in any other provision of this chapter, an officer not below the rank of additional director general of police or a police officer of equivalent rank who reasonably determines that:

(a) an emergency situation exists that involves-

(i) immediate danger of death or serious physical injury to a person;

(ii) conspiratorial activities threatening the security or interest of the State; or

(iii) conspiratorial activities, characteristic of a terrorist act, that requires a wire, electronic or oral communication to be intercepted before an order form the competent authorizing such interception can, with due diligence, be obtained, and
(b) there are grounds on which an order should be issued under this section to authorize such interception,

May authorize, in writing, the investigating officer to intercept such wire, electronic or oral communication, if an application for an order approving the interception is made in accordance with the provisions of sub-section (1) and (2) of section 38 within forty-eight hours after the interception has occurred, or begins to occur.

(2) In the absence of an order approving the interception made under sub-section (1), such intercepted shall immediately terminate when the communication sought is obtained or when the application for the order is rejected, whichever is earlier; and in the event of an application for permitting interception being rejected under sub-section (1) of section 39 or an application under sub-section (1) of this section for approval being rejected, or in any other case where the interception is terminated without an order having been issued, the contents of any wire, electronic or oral communication interception shall be treated as having been obtained in violation of this section.

44.(1) The contents of any wire, electronic or oral communication intercepted by any means authorized by this chapter shall as far as possible, be recorded on tape or wire or other comparable device and shall be done in such manner as to protect the recording from editing or other alterations.

(2) Immediately upon the expiration of the period of order, or extension thereof, such recording shall be made available to the competent authority issuing such order and such be sealed under his directions and kept in the custody of such recordings shall not be person or authority as the competent authority orders, and such recordings shall not be destroyed except upon an order of the competent authority and in any event shall be kept for ten years.

(3) Applications made and orders issued under this chapter shall be sealed by the competent authority and custody of the applications and orders shall be kept in such manner as the competent authority directs, and shall not be destroyed except on an order of the competent authority, and in any event shall be kept for ten years.

45. Notwithstanding anything in the code or in any other law for the time being in force, the evidence collected through the interception of wire, electronic or oral communication under this chapter shall be admissible as evidence against the accused in the court during the trial of a case;
Provided that, the contents of any wire, electronic or oral communication intercepted pursuant to this chapter or evidence derived there from shall not be received in evidence or otherwise disclosed in any trial, hearing or other proceeding in any court unless each accused has been furnished with a copy of the order of the competent authority, and accompanying application, under which the interception was authorized or approved not less than ten days before trial, hearing or proceeding;

Provided further that, the period of ten days may be waived by the judge trying matter, if he comes to the conclusion that it was not possible to furnish the accused with the above information ten days before the trial, hearing or proceeding and that the accused will not be prejudiced by the delay in receiving such information.

46.(1) The review committee constituted by the central government or the state government, as the case may be, shall review every order passed by the competent authority under section 39.

(2) Every order passed by the competent authority under section 39, disapproved by the officer under section 43m shall be placed before the review committee, which shall be considered by the review committee within ten days after its receipt, to decide whether the order, was necessary, reasonable and justified.

(3) The review committee, after examining the entire record and holding such enquiry, if any deemed necessary may, by order in writing, either approve the order passed by the competent authority or may issue order disapproving the same.

(4) On issue of an order of disapproval by the review committee, in interception, if any, already commenced shall be forthwith discontinued and the intercepted communication, if any, in the form of tape, wire or other device shall, thereupon, not be admissible as evidence in any case and shall be directed to be destroyed.

47. Except as otherwise specially provided in section 39, any police officer who -

(a) intentionally intercepts, endeavors to intercept, or procures any other person to intercept or endeavour to intercept any wire, electronic or oral communication;

(b) intentionally uses, endeavours to use, or procures any other person to use or endeavours to use any electronic, mechanical or other device to intercept any oral communication when
(i) such device is affixed to, or otherwise transmits a signal through a wire, cable, or other like connection used in wire communication; or

(ii) such device transmits communication by radio, or interferes with the transmission of such communication;

(c) intentionally discloses, or endeavours to disclosed, to any other person the contents of any wire, electronic or oral communication, knowing or having reason to know that the information was obtained through the interception of a wire, electronic or oral communication in violation of this chapter;

(d) intentionally uses, or endeavours to use, the content of any wire, electronic or oral communication, knowing or having reason to know that the information was obtained through the interception of a wire, electronic or oral communication in violation of this chapter, or

(e) intentionally discloses, or endeavours to disclose, to any other unauthorized person the contents of any wire, electronic or oral communication, intercepted by means authorized by section 39;

(f) intentionally continues the interception of wire, electronic or oral communication after the issue of an order of rejection by the competent authority under this chapter;

(g) intentionally continues the interception of wire, electronic or oral communication after the issue of an order of disapproval by the review committee under sub-section (3) of section 46, shall for such violation be punishable with imprisonment for a term which may extend to one year and with fine up to rupees fifty thousand.

48. (1) The Central Government and the State Government, as the case may be, shall cause an annual report to be prepared giving a full account of:-

(i) the number of applications for authorization of interceptions received by the competent authority from the police department in which prosecutions have been launched;

(ii) the number of such applications permitted or rejected;

(iii) the number of interceptions carried out in emergency situations and the number of approvals granted or rejected in such matters.
(iv) the number of prosecutions launched based on such interceptions and convictions resulting from such interceptions, along with and explanatory memorandum giving general assessment of the utility and importance of the interceptions authorized.

(2) An annual report shall be laid by the State Government before the State Legislature within three months of the completion of every calendar year;

Provided that, if the State Government is of the opinion that the inclusion of any matter in the annual report would be prejudicial to the security of the State or to the prevention or detection of any terrorist act, the State government may exclude such matter from being included in such annual report.

(3) An annual report shall be laid by the Central Government before each House of Parliament within three months of the completion of every calendar year;

Provided that, if the Central Government is of the opinion that the inclusion of any matter in the annual report would be prejudicial to the security of the country or to the prevention or detection of any terrorist act, the central government may exclude such matter from being included in such annual report.

CHAPTER VI

MISCELLANEOUS

49.(1) Notwithstanding anything contained in the code or any other law, every offence punishable under this ordinance shall be deemed to be cognizable offence within the meaning of clause (c) of section 2 of the code, and “cognizable case” as defined in that clause shall be construed accordingly.

(2) Section 167 of the code shall apply in relation to a case involving an offence punishable under this ordinance subject to the modification therein as a sub-section (2):

(a) the reference to “fifteen days”, “ninety days” and “sixty days”, wherever they occur, shall be construed as reference to “thirty days”, ninety days” and sixty days”, respectively; and

(b) after the proviso, the following provisos shall be inserted, namely :-

**Modified application of certain provisions of the code.**
“Provided further that if it is not possible to complete the investigation within the said period of ninety days, the special court shall extend the said period up to one hundred and eighty days, on the report of the public prosecutor indicating the progress of the accused beyond the said period of ninety days;

Provided also that if the police officer making the investigation under this ordinance, requests, for the purposes of investigation, for police custody from judicial custody, he shall file an affidavit stating the reasons for doing so and shall also explain the delay, if any, for requesting such police custody.”

(3) Section 268 of the code shall apply in relation to a case involving an offence punishable under this ordinance subject to the modification that:

(a) the reference in sub-section (1) thereof-
   (i) to “the state government“ shall be construed as a reference to “the central government”,
   (ii) to “order of the state government” shall be construed as a reference to “order of the central government or the state government, as the case may be”, and

(b) the reference in sub-section (2) thereof –
   “State Government” shall be construed as a reference to “central Government or the state government, as the case may be”,

(4) Section 366, 367 and 371 of the code shall apply in relation to a case involving an offence triable by a special court subject to the modification that the reference to “court of session”, wherever occurring therein, shall be construed as the reference to special court”.

(5) Nothing in section 438 of the code shall apply in relation to the case involving the arrest of any person accused of having committed an offence punishable under this ordinance.

(6) Notwithstanding anything contained in the code, no person accused of an offence punishable under this ordinance shall, if in custody, be released on bail or on his own bond unless the court gives the public prosecutor an opportunity of being heard.

(7) Where the public prosecutor opposes the application of the accused to release on bail, no person accused of an offence punishable under this ordinance or any rule made there under shall be released on bail until the court is satisfied that there are grounds for believing that he is not guilty of committing such offence;
Provided that after the expiry of a period of one year from the date of detention of the accused for an offence under this ordinance, the provisions of sub-section (6) of this section shall apply.

(8) The restrictions on granting of bail specified in sub-section (6) and (7) are in addition to the restrictions under the code or any other law for the time being in force on granting of bail.

(9) Notwithstanding anything contained in sub-sections (6), (7) and (8), no bail shall be granted to a person accused of an offence punishable under this ordinance, if he is not an Indian Citizen and has entered the country unauthorized illegally except in very exceptional circumstances and for reasons to be recorded in writing.

50. No Court shall take cognizance of any offence under this ordinance without the previous sanction of the central government or, as the case may be, the state government.

51. Notwithstanding anything contained in the code no police officer:-

(a) in the case of the Delhi Police Establishment, below the rank of a Deputy Superintendent of Police or a police officer of equivalent rank;

(b) in the metropolitan areas of Mumbai, Kolkata, Chennai and Ahmedabad and any other metropolitan area notified as such under sub-section (1) of section 8 of the code, below the rank of an Assistant Commissioner of Police.

(c) in any other case not relatable to clause (a) or clause (b), below the rank of a Deputy Superintendent of Police or a Police below the rank of an equivalent rank, shall investigate any offence punishable under this ordinance;

52. (1) where a police officer arrests a person, he shall prepare a custody memo of the person arrested.

(2) The person arrested shall be informed of his right to consult a legal practitioner as soon as he is brought to the police station.

(3) whenever any person is arrested, information of his arrest shall be immediately communicated by the police officer to a family member or in his absence to a relative of such person by telegram, telephone or by any other means and this fact shall be recorded by the police officer under the signature of the person arrested.

(4) The person arrested shall be permitted to meet the legal practitioner representing him during the course of interrogation of the accused person.

Provided that nothing in this sub-section shall entitle the legal practitioner to remain present throughout the period of interrogation.
53.(1) In a prosecution for an offence under sub-section (1) of section 3, if it is proved;
   (a) that the arms or explosives or any other substances specified in section 4 were recovered from the possession of the accused and there is reason to believe that such arms or explosives or other substances of a similar nature, were used in the commission of such offence; or
   (b) that the finger-prints of the accused were found at the site of the offence or an anything including arms and the vehicles used in connection with the commission of such offence,
The special court shall draw adverse inference against the accused.

(2) In a prosecution for an offence under sub-section (3) of section 3, if it is proved that the accused rendered any financial assistance to a person, having knowledge that such person is accused of, or reasonable suspected of, an offence under that section, the special court shall draw adverse inference against the accused.

54. No civil court or other authority shall have or, be entitled to, exercise any jurisdiction, powers or authority in relation to the matters referred to in sections 19 and 40 of the ordinance.

55.(1) Nothing in this ordinance shall affect the jurisdiction exercisable by, or the procedure applicable to, any court or other authority under any law relating to the naval, military or air force or other armed forces of the Union.

(2) For the removal of doubts, it is hereby declared that for the purposes of any such law as is referred to in sub-section (1), a special court shall be deemed to be a court of a ordinary criminal justice.

56. The provisions of this ordinance shall have effect notwithstanding anything inconsistent therewith contained in any enactment other than this ordinance or any instrument having effect by virtue of any enactment other than this ordinance.

57. No suit, prosecution or other legal proceeding shall lie against the Central Government or a State Government or any officer or authority of the Central Government or State government or any other authority on whom powers have been conferred under this ordinance, for anything which is in good faith done or purported to be done in pursuance of this ordinance;

Provided that no suit, prosecution or other legal proceedings shall lie against any serving member or retired member of the armed forces or other paramilitary forces in respect of any action taken or purported to be taken by him in good faith, in the course of any operation directed towards combating terrorism.
58. (1) Any police officer who exercises powers corruptly or maliciously, knowing that there are no reasonable grounds for proceeding under this ordinance, shall be punishable with imprisonment which may extend to two years, or with fine, or with both.

(2) If the special court is of the opinion that any person has been corruptly or maliciously proceeded against under this ordinance, the court may award such compensation as it deems fit to the person, so proceeded against and it shall be paid by the officer, persons, authority or government, as may be specified in the order.

59. Notwithstanding anything contained in any other law of the time being in force, the passport and the arms licence of a person, who charge-sheeted for having committed any offence under this ordinance shall be deeded to have been impounded for such period as the special court may deem fit.

60. (1) The Central Government and each State Government shall, whenever necessary, constitute one or more review committees for the purposes of this ordinance.

(2) Every such committee shall consist of a Chairperson and such other members not exceeding three and possessing such qualification as may be prescribed.

(3) A chairperson of the committee shall be a person who is or has been, a judge of a high court, who shall be appointed by the central government, or as the case may be, the state government, so however, that the concurrence the chief justice of the high court shall be obtained in the case of a sitting judge;

Provided that in the case of a Union territory, the appointment of a person who is a judge of the high court of a state shall be made as a chairperson with the concurrence of the chief justice of the concerned high court.

61. The High Court may, by notification in the Official Gazette, make such rules, if any, as they any deem necessary for carrying out the provisions of this ordinance relating to special courts within their territories.

62. (1) without prejudice to the powers of the high courts to make rules under section 61, the central government may, by notification in the official gazette, make rules for carrying out the provisions of this ordinance.

(2) In particular, and without prejudice to the generality of the foregoing powers, such rules may provide for all or any of the following matters, namely ;—
(a) regulating the conduct of person in respect of areas the control of which is considered necessary or expedient and the removal of such persons from such areas;

(b) the entry into, and search of:
(i) any vehicle, vessel or aircraft; or
(ii) any place, whatsoever, reasonably suspected of being used for committing the offences referred to in section 3 or section 4 or for manufacturing or storing anything for the commission of any such offence;

(c) conferring powers upon:
(i) the central government;
(ii) a state government;
(iii) an administrator or a union territory under article 239 of the constitution;
(iv) an officer of the central government not lower in rank than that of a joint secretary; or
(v) an officer of a state government not lower in rank than that of a District Magistrate, to make general or special orders to prevent or deal with terrorist act;

(d) the arrest and trial of persons contravening any of the rules or any order made thereunder;

(e) the punishment of any person who contravenes or attempts to contravene or abets or a attempts to abet the contravention of any rules or order made thereunder with imprisonment for a term which may extend to one year or fine or both;

(f) providing for the seizure and detention of any property in respect of which such contravention, attempt or abetment as is referred to in clause (e) has been committed and for the adjudication of such seizure and detention, whether by any court or by any other authority;

(g) determination of the price of the forfeited property under sub-section (2) of section 10;

(h) the procedure of making application under sub-section (3) of section 19; and

(i) the qualifications of the members of the review committee under sub-section (2) of section 60.

63. Every order and every rule made by the central government under this ordinance shall be laid, as soon as may be after it is made, before each house of parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if before the expiry of
the session immediately following the session or the successive sessions aforesaid, both houses agree in making any modification in the order or rule or both houses agree that the order or rule should not be made, the order or rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that order or rule.

64.(1) The Prevention of Terrorism ordinance, 2001 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said ordinance, shall be deemed to have been done or taken under the corresponding provisions of this ordinance.
TERRORIST ORGANISATIONS

1. BABBAR KHALSA INTERNATIONAL
2. KHALISTAN COMMANDO FORCE.
3. KHALISTAN ZINDABAD FORCE.
4. INTERNATIONAL SIKH YOUTH FEDERATION
5. LASKHAR-E-TAIBA/PASBAN-E-AHLE HADIS.
6. JAISH-E-MOHAMMED/TAHRIK-E-FURQAN.
7. HARKAT-UL-MUJAHIDEEN/HARKAT-UL-ANSAR/KARKAT-UL-JEHAD-E-ISLAMI.
8. HIZB-UL-MUJAHIDHEEN/HIZB-ULMUJAHIDEEN PUR PANJAL REGIMENT.
9. AL-UMAR-MUJAHIDEEN.
10. JAMMU AND KASHMIR ISLAMIC FRONT.
11. UNITED LIBERATION FRONT OF ASSAM (ULFA)
12. NATIONAL DEMOCRATIC FRONT OF BODOLAND (NDFB)
13. PEOPLE’S LIBERATION ARMY (PLA)
14. UNITED NATIONAL LIBERATION FRONT (UNLF)
15. PEOPLE’S REVOLUTIONARY PARTY OF KANGLEIPAK (PREPAK)
16. KANGLEIPAK COMMUNIST PARTY (KCP)
17. KANGLEI YAOL KANBALUP (KYLI)
18. MANIPUR PEOPLES LIBERATIONAL FRONT (MPLF)
19. ALL TRIPURA TIGER FORCE.
20. NATIONAL LIBERATION FRONT OF TRIPURA
21. STUDENTS ISLAMIC MOVEMENT OF INDIA
22. DEENDAR ANJUMAN
23. COMMUNIST PARTY OF INDIA/(MARXIST – LENINST) PEOPLE’S WAR, ALL ITS FORMATIONS AND FRONT ORGANISATIONS.
24. MAOIST COMMUNIST CENTRE (MCC) ALL ITS FORMATION AND FRONT ORGANISATIONS.

Explanation :- for the purposes of this schedule, serial number 24 and 25 shall be deemed to have been included with effect from the date of publication of S.O. No. 1194 (E) dated the 5th December, 2001.

K. R. NARAYAN,
PRESIDENT

SUBHASH, C. JAIN,
SECY. TO THE GOVT. OF INDIA.

T.D. RINZING,
SECRETARY TO THE GOVT. OF SIKKIM,
LAW DEPARTMENT.

(F.NO. 11(256)LD/2001.)
NOTIFICATION

The following ordinance promulgate by the President on 30th December, 2001, is hereby republished for general information:-

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Legislative Department)

New Delhi, the 30th December, 2001/Pausa 9, 1923 (Saka)

THE PASSPORTS (AMENDMENT) SECOND ORDINANCE, 2001

NO. 11 OF 2001

Promulgated by the President in the Fifty-Second year of the Republic of India.

An ordinance further to amend the Passports Act, 1967.

WHEREAS, the Passports (Amendment) Ordinance, 2001 was promulgated by the President on the 23rd day of October, 2001;

AND WHEREAS the Passports (Amendment) Bill, 2001 for replacing the said ordinance was introduced in the council of States and is pending in the Council of States;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action to give effect to the provisions of the said bill with certain modifications;
NOW THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the president is pleased to promulgate the following ordinance;-

1. (1) This ordinance may be called the passports (amendment) second ordinance, 2001.
(2) It shall be deemed to have come into force on the 23rd day of October, 2001.

2. After section 10 of the passports Act, 1967 (hereinafter referred to as the principal Act), the following section shall be inserted namely:-

'10 A. (1) Without prejudice to the generality of the provisions contained in section 10, if the central government or any designated officer is satisfied that the passport or travel document is likely to be impounded or caused to be impounded or revoked under clause (c) of sub-section (3) of section 10 and it is necessary in the public interest so to do, it or he may,

(a) by order, suspend, with immediately effect, any passport or travel document.
(b) Pass such other appropriate order which may have the effect of rendering any passport or travel document invalid, for a period not exceeding four weeks;

Provided that the Central Government or the designated officer may if it or he considers in writing, the said period of four weeks till the proceedings relating to variation, impounding or revocation or passport or travel document under section 10 are concluded;

Provided further that every holder of the passport or travel document, in respect of whom and order under clause (a) or clause (b) of this sub-section had been passed, shall be given an opportunity of being heard within a period of not later than eight weeks reckoned from the date of a passing of such order and there upon the central government may, if necessary, by order in writing, modify or revoke the order passed under this sub-section.

(2) The designated officer shall immediately communicate the orders passed under sub-section (1) to the concerned authority at an airport or any other point of embarkation or immigration, and to the passport authority.

(3) Every authority referred to in sub-section (2) shall, immediately on receipt of the order passed under sub-section (1), give effect to such order.
10. B. Every intimate given by the Central Government or the designated officer, before the commencement of the passports (Amendment) second ordinance, 2001, to any immigration authority at an airport or any other point of embarkation or immigration, restricting or in any manner prohibiting the departure from India of any holder of the passport or travel document under sub-section (3) of section 10, shall be deemed to be an order under section (1) of section 10A and such order shall continue to be in force for a period of three months from the date of commencement of the passports (amendment) second ordinance, 2001 or the date of giving such intimation, whichever is later.

Explanation: For the purposes of section 10A and 10B, the expression “designated officer” means such officer or authority designated, by order in writing, as such by the central government.

Ord. 8 of 2001. 3. (1) The passport (Amendment) ordinance, 2001 is hereby repealed.
(2) Notwithstanding such repeal, anything done or any action taken under the principal act, as amended by the said ordinance, shall be deemed to have been done or taken under the principal act, as amended by this ordinance.

K. R. NARAYAN,
PRESIDENT

SUBHASH, C. JAIN,
SECY. TO THE GOVT. OF INDIA.

T.D. RINZING,
SECRETARY TO THE GOVT. OF SIKKIM,
LAW DEPARTMENT.

(F.NO. 11(256)LD/2001.)
NOTIFICATION

The following ordinance promulgated by the President on January 10, 2002, is hereby republished for general information:-

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Legislative Department)
New Delhi, the 10th January, 202/Pausa 20, 1923 (Saka)

THE CENTRAL EXCISE TARIFF (AMENDMENT) SECOND ORDINANCE, 2002
NO. 11 OF 2002

Promulgated by the President in the Fifty-Second year of the Republic of India.

An ordinance further to amend the central excise tariff Act, 1985.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the constitution, the President is pleased to promulgate the following ordinance:-

1. (1) This ordinance may be called the central excise tariff (amendment) ordinance, 2002.
(2) It shall come into force at once.

2. In section 3 of the central excise tariff act, 1985, in sub-section (1), for clause (b), the following clause shall be substituted, namely :-
“(b) in any other case, a rate of duty as it thinks necessary”.

K. R. NARAYAN,
PRESIDENT

SUBHASH, C. JAIN,
SECY. TO THE GOVT. OF INDIA.

T.D. RINZING,
SECRETARY TO THE GOVT. OF SIKKIM,
LAW DEPARTMENT.
NOTICE UNDER SECTION 4(1) OF LAND ACQUISITION ACT, 1894 (ACT 1 OF 1894)

WHEREAS it appears to the Governor that are likely to be needed for a public purpose not being a purpose of the Union namely for the construction of Pakyong Air-Port by s.p.w.d (roads & bridges), government of sikkim in the block of Dickling, kartok and pakyong bazaar under pakyong sub-division, east district, it is hereby notified that the pieces of land comprising cadastral plots mentioned under the schedule of properties below and measuring 52,6380 hectares are likely to be needed for the aforesaid public purpose at the public expense within the aforesaid block of dickling, kartok and pakyong bazaar.

This notification is made, under the provision of section 4 of the land acquisition act, 1894 read with the said notification, to all whom it may concern.

A plan of land may be inspected in the officer of district collector, east and sub-divisional magistrate, pakyong, east district.

In exercise of the powers conferred by the said section read with the said notification, the governor is pleased to authorize the officers for the time being engaged in undertaking, with their servants and workmen, to enter upon survey the land do all other acts required or permitted by that section.

And whereas there is urgency to acquire that land the governor is further pleased to direct under section 17/(4) that the provision of section 5-A of the Act shall not apply.
SCHEDULE OF PROPERTIES.

Dickling Block (private land) :- Plot No. 521, 375 (p), 368(p), 472, 487, 475, 444(p), 438, 433, 395, 388(p), 486, 485, 484, 483, 477, 369, 366, 566, 571, 562, 601(p), 585, 591, 500, 501, 527(P), 528, 529, 619, 603, 573, 593, 589 & 587 covering more or less total area 31.2100 hectares.

Sikkim Sarkar :- Plot No. 474, 433, 434(P), 431, 432, 297(P), 423, 425/1144, 496(P), 482, 518, 522, 525, 860(P), 657, 648(P), 298, 302, 316(P), 275, 312, 386, 389, 384, 380, 572(P), 591 & 600 covering more or less total area 1.0420 hectares.

Boundary :- East Boundary with pakyong bazaar df of samdup, PF of sakya, CF and PF of Januka, PF and banjo of Palden, PF of Ashanath Grace, PF of rinsing Garep. PF of Mabeb, CF of Chandra Bahadur and PF of Jai Kumar.
West :- PF and DF of chung Paldne, PF of Sangay karma pincho, Pf of Rinchen lama, Df and Banjo of Tempa Tshering, PF and DF of Topchen, Sonam Dorji, PF and CF of Rinzing Gareb, PF of maker Khoj PF of Purna Bdr. And PF of Devi Charan.

North :- Banjo and CF of Skya Kazi,
South :- Boundary jhora with Dickling Block.

Pakyong bazaar block (private land) :- plot no. 35(P),37,38(P),124(P),125(P),and covering more or less total area 1.4460 hectares.

Sikkim sarkar a:- plot no. 36(P),40(P),41(P) and 118(P) covering more or less total area 0.0540 hectares.

Boundary : East :- Pakyong Rhenock GREF road, PF of Phigu Kazi, PF and Banjo, CF and DF of Sakya Kazi.
West :- Village road and boundary with kartok block.
North :- DF, PF and Banjo of Phigu Kazi.
South :- boundary kholsa with kartok block.

COMISSINER-CUM-SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM
GANGTOK

FILE NO. 11185/LR(S).
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK


NOTIFICATION


The following paragraph shall be added to the above notification :-

“However, the Surveillance Workers who were redesignated as Multi Purpose Health Worker (male) under Health & Family Welfare Department shall be granted the pay scale of Rs. 4300-125-6800 w.e.f. 16.7.98.

This supersedes corrigendum memo. No. 4734 -37/GEN/DOP Dated :L 5.1.2002.

By Order.

C.L. SHARMA,
ADDITIONAL SECRETARY TO THE GOVT. OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
NOTIFICATION

In pursuance of the Ministry of Textiles, Government of India D.O. No. 16.3.2000-PR & HRD – Vol. III/9786 dated 26.2.2001, the Governor is pleased to constitute a State Level Handicrafts Development Committee consisting of the following members:

The committee would obtain proposals from various implementing agencies and monitor projects implemented by the office of the development commissioner (handicrafts), government of India.

1. Secretary, Industries Department, Govt. of Sikkim - Chairman

2. Managing Director, Sikkim Handicrafts and Handloom Dev. Corporation. - Member

3. Director, Directorate of Handicraft and Handloom, Govt. of Sikkim - member

4. Assistant Director, (handicrafts) MS & C, Govt. of India, Gangtok - member

5. President, Denzong Handicrafts and Handloom Dev. Organization, Gangtok - member

6. PCCF-cum-Secretary, Forest Envo. & Wildlife Deptt. Govt. of Sikkim - member

7. Chief Executive Officer, SKVIB Deorali - member
8. Regional Director, Development Commissioner, (Handicrafts) - member
9. Project Director, SRDA, (RDD), Gangtok - member
10. Deputy General Manager, NABARD, Gangtok - member
11. Branch Manager, SIDBI, Gangtok - member
12. Miss Jyotsna pariyar, Designer(NIFT) Gangtok - member
13. Mr. Nima Tshering, Master Craftsman, Directorate of Handicrafts & Handloom - member

The Terms of Reference of the above Committee is as under :-

1. To draw an annual Action Plan for the Handicrafts Sector in the State keeping in view the thrust areas identifies by the Government and to prioritize various activities in the light of budgetary support of State Government /Assistance of Central Government.
2. To devise a regular monitoring schedule for strict implementation of the schemes and to designate a nodal Officer for the purpose.
3. To provide periodic feedback that may be necessary for improving the decisions making at the State as well as central level.
4. To suggest policy initiatives from time to time in view of the field experience and keeping pace with the global market trends and forecast.
5. Take steps that are necessary for efficient implementation on policies & programme.

This supersedes notification no. 269/B/GCS/DHH dated 22.12.2000.

By order.

T. DORJEE,
SECRETARY,
INDUSTRIES DEPARTMENT,
GOVERNMENT OF SIKKIM.
NOTICE UNDER SECTION 4(1) OF LAND ACQUISITION (ACT 1 OF 1894)

Whereas it appears to the Governor that land is likely to be needed for the public purpose not being a purpose of the Union namely for the construction of judges quarter by building and housing department, government of sikkim in the block of Sichey, East Sikkim, it is hereby notified that the pieces of land comprising cadastral plot Nos. 206, 209, 210, 211, 212, 215, 274(P) 275, 276, 278, 279(P) , 280, 281(P) and 890 measuring an areas more or less 3,3760 hectare bounded as under is likely to be needed for aforesaid public purpose at the public expense within the aforesaid block of Sichey, East Sikkim.

BOUNDARY

East :- PF and DF of Mani Raj, DF of Penglung and foot plth.
North :- PF of Enchey Gumpa, Banjo and DF of Rajen Sharma, CF of Naina kumari Subba, PF and DF of Purna Bdr. Chettri and PF of Phigu Bhutia.
South :- Sikkim Sarkar Kholsa, Banjo of Sonam Wangchuk, DF and PF of Sonam Topden Bhutia.

This notification is made under the provision of Section 4 of Act 1 of 1894 to all to whom it may concern.

A plan of the land may be inspected in the office of District Collector, East at Sichey.

In exercise of the powers conferred by the aforesaid section the Governor is pleased to authorize the Officer for time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts required or permitted by that section.

And whereas there is urgency to acquire the land the Governor is further pleased to direct U/S 17(4) that the provision of Section 5-A of the Act shall not apply.
NOTICE UNDER SECTION 6 OF LAND ACQUISITION (ACT 1894, ACT 1 OF 1894).

Whereas the function of the Central Government under land acquisition Act 1894 (Act 1 of 1894) in relation to the acquisition of land for the purpose of the Union have been entrusted to the State Government by Notification no. 12018/12/76/LRD dt. 10.1.1978 issued by the Government of India in the Ministry of Agriculture and Irrigation under clause (1) of Article 258 of the constitution of India.

And whereas the Governor is satisfied that land is needed for a public purposes being a purpose of Union, namely for the construction of Telephone Exchange by Telecommunication Department in the block of Tadong, Samdur, Pioner Reserved, East Sikkim, it is hereby declared that pieces of land comprising cadastral plon No:-

PIONER RESERVE BLOCK
Plot No. 28,29, area 0.92 acre.

BOUNDARY
East : Private road and J.T. Densapa.
West : Government Jhora.
North : Tumin Kazi
South : Government Jhora.

TADONG NEAR JHOR DHARA
Plot No. 254, area 1.18 acre

BOUNDARY
East : Land of Dorjee Bhutia and Bhoj Rai
West : National Highway 31 A
North : NHPC Compound
South : Government Jhora.
SAMDUR BLOCK
Plot No. 300 area 0.2880 hectare.

BOUNDARY
East : National Highway 31 A
West : Land of Borbu Dadul
North : Land of Borbu Dadul
South : Land of Borbu Dadul, are needed for the aforesaid public purpose at public expense within the aforesaid block of Tadong, Pioneer Reserve and Samdur, East Sikkim.

This declaration is made under the provision of section 6 of Act 1 of 1894 to all whom it may concern.

The plan of land may be inspected in the office of the District Collector, East, Gangtok at Sichey.

COMMISSIONER-CUM-SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM, GANGTOK
The State Government is hereby pleased to constitute a Committee for the purpose of ascertaining and codification of customary laws and usages in respect of Bhutia community of Sikkim.

The composition of the Committee shall be as under:

1. Shri K. Sherab,
   Ex-Secretary, Govt. of Sikkim - Chairman

2. Shri Sonam Gyatso
   Ecclesiastical Department
   Govt. of Sikkim - Member

3. Shri Loday Nima,
   Director of Lotteries, Gangtok
   - Member

4. Shri Norden Tsh. Bhutia,
   Director of Education,
   Govt. of Sikkim - Member

5. Shri Yapchung Kazi
   Ex-Employee of All India Radio - Member

The terms and conditions of the Committee shall be as follows:

(a) The chairman and the members who are no official members shall be paid an honorarium at the rate of Rs. 5,000/- and Rs. 4,000/- respectively per month. They shall also be entitled to TA and DA as are admissible to Grade I officers of the State Government of actual Car fare for visiting the District, Sub-Divisions and Blocks.

(b) The members of the committee who are Government servants shall be entitled to TA and DA as per their entitlement.

(c) The Committee shall submit its report within three months from the date of issue of this Notification.

By Order.

T.T. GENSARPA,
JOINT LEGAL OFFICER.
NOTIFICATION

In partial modification of the Notification No. 07/H&F.W. dated 15.6.2001, the Government is pleased to appoint Dr. D.K. Subba, Director of Health Services as a member of Registration Tribunal in place of Dr. S.K. Pradhan.

TASHI TOBDEN,
ADDL. CHIEF SECRETARY & SECRETARY,
DEPT. OF HEALTH & FAMILY WELFARE,
GOVT. OF SIKKIM.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK


NOTIFICATION

In partial modification of Notification No. 15/GEN/DOP dated 17.6.96 and in super session of notification no. 22/GEN/DOP dated : 2.7.1999, the Governor of Sikkim is please to amend the sanctioned strength of Band Section in Sikkim Civil Police as under, namely :-

<table>
<thead>
<tr>
<th>ASI</th>
<th>HC</th>
<th>NK</th>
<th>WC/LINK</th>
<th>CON</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>BAND 6</td>
<td>15</td>
<td>20</td>
<td>20</td>
<td>32</td>
<td>93</td>
</tr>
</tbody>
</table>

By order and in the name of the Governor.

S.K. SHILAL,
JOINT SECRETARY TO THE GOV T. OF SIKKIM,
DEPTT. OF PERSONNEL, A.R. & TRAINING.
DECLARATION UNDER SECTION 6 OF LAND ACQUISITION ACT, 1894, (ACT OF 1894)

Whereas the Governor is satisfied that land is needed for a public purpose not being a purpose of the Union namely for the construction of hydel project in the block of Shargophulchu, Lachung, North District, it is hereby declared that piece of land comprising cadastral plot numbers noted under the schedule of properties below and measuring more or less 0.5780 hectare are needed for the aforesaid public purpose at the public expenses within the aforesaid block of lachung.

This declaration is made under the provision U/S 6 of the Land acquisition Act, 1894 (1 of 1894) read with the said notification to all whom it may concern.

A plan of the land may be inspected in the Office of the District Collector, North Mangan.

Schedule of properties.

Plot No. 1720/3337, 1440-A, 1440-B, 1439-A, and 1439-B
Area: 0.5780 hectare.

COMMISSIONER – CUM- SECRETARY
LAND REVENUE DEPARTMENT
GOVERNMENT OF SIKKIM
GANGTOK
NOTIFICATION

In exercise of the powers conferred by rule 40 of the Sikkim Cinema (Regulation) Rule, 1979, the State Government hereby directs that henceforth all cinema halls, video parlors and cable T.V. operators shall regularly display free of charge messages on legal rights to general legal awareness of the people and also messages on environment. Statutory conditions to the effect shall form part of the conditions of the license and such conditions shall be deemed to have been incorporated in the trade licenses if not already incorporated at the time of renewal.

L.B. RAI
COMMISSIONER – CUM- SECRETARY.
NOTIFICATION.

In order to encourage the youths of the State to join the fields of Journalism at the State National level, the Department of I.P.R. Government of Sikkim has developed the following scheme to send two local candidates every year for Journalism course on the following terms and conditions:

1. The course in journalism should be either B.A. (Journalism) or M.A. (Journalism) or Post Graduate Diploma Journalism.

2. Local candidates are required to secure admission and produce the Joining report certificate from the respective college/university imparting the course in serial No. 1.

3. Scholarship will be Rs. 800/- per month.

4. The candidates fulfilling all the aforesaid requirements have to approach the IPR Department with all certificates, mark sheets and the admission card issued by the respective college/university including local identification certificate.

5. If the number of candidates applying for scholarship is more than two then the scholarship will be awarded on the basis of marks of the last examination passed by the candidates.

6. For further details, IPR Department may be contacted.

By Order.

P. THONDUP
DIRECTOR TO THE GOVERNMENT OF SIKKIM
IPR DEPARTMENT.
The Governor of Sikkim is hereby pleased to create the following posts in the Finance Department with immediate effect, namely:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Post</th>
<th>No. of Post</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Driver</td>
<td>4</td>
<td>32-80-4800</td>
</tr>
<tr>
<td>2</td>
<td>Peon</td>
<td>6</td>
<td>2850-55-4170</td>
</tr>
</tbody>
</table>

The expenditure shall be debitable under the budget head: 2052-090-44-440001-Salary (Non Plan).

By Order and in the name of the Governor.

S.K. SHILAL,
JOINT SECRETARY TO THE GOVERNMENT,
DEPARTMENT OF PERSONNEL, AR & TRAINING.
NOTIFICATION

The State Government is hereby pleased to constitute a Committee for the purpose of ascertainment and codification of Customary Laws and Usages in respect of Lepcha Community of Sikkim.

The composition of the Committee shall be as under:

1. Shri N.S. Lepcha
   Ex- secretary, Govt. of Sikkim, - Chairman

2. Shri Passang Namgyal Lepcha
   Ex-Secretary,
   Govt. of Sikkim - Member

3. Shri Ugen Lepcha
   Assistant Director
   Education Department - Member

4. Shri Athup Lepcha
   Ex-MLA - Member

5. Shri Sonam Tsh. Lepcha
   Ex- Govt. Employee - Member

The terms and conditions of the committee shall be as follows:

(a) The chairman and the members who are non-official members shall be paid an honorarium at the rate of Rs. 5,000/- and Rs. 4,000/- respectively per month. They shall also be entitled to TA and DA as are admissible to Grade I officers of the State Government or actual car fare for visiting the District, Sub-Divisions and Blocks.

(b) The members of the committee who are Government servants shall be entitled to TA and DA as per their entitlement.

(c) The committee shall submit its report within three months from the date of issue of this Notification.

By Order.

T.T. GENSARPA,
JOINT LEGAL OFFICER.
SIKKIM

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK


NOTIFICATION

The State Government is hereby pleased to constitute a Committee for the purpose of ascertaining and codification of Customary Laws and Usages in respect of Sherpa community of Sikkim.

The composition of the Committee shall be as under :

1. Mrs. Lakchung Sherpa,
   Civil Judge, West Sikkim - Chairperson
2. Mr. Phurba Dorjee Sherpa
   C/O Superintendent ,
   Working Women Hostel, Deorali - Member
3. Mr. Passang Sherpa,
   President,
   Denzong Sherpa Association - Member
4. Mr. M.T. Sherpa
   Income Tax Officer
   Income & Sales Tax Deptt. - Member
5. Mr. Nima Sangay Shepa, Teacher
   Lower Perbing, South Sikkim - Member

The terms and conditions of the committee shall be as follows :-

(d) The chairman and the members who are non-official members shall be paid an honorarium at the rate of Rs. 5,000/- and Rs. 4,000/- respectively per month. They shall also be entitled to TA and DA as are admissible to Grade I officers of the State Government or actual car fare for visiting the District, Sub-Divisions and Blocks.

(e) The members of the committee who are Government servants shall be entitled to TA and DA as per their entitlement.

(f) The committee shall submit its report within three months from the date of issue of this Notification.

By Order.

T.T. GENSARPA,
JOINT LEGAL OFFICER.
In exercise of the powers conferred upon by Sub-Section 27, of the Sikkim Excise Act, 1992 and in supersession of all Notification issued earlier in this regard, the Government of Sikkim has been pleased to revise the rates of license fee duly merging the cost of Application Form for excise licence and Registration of salesman, for foreign liquor retail/foreign liquor bar/country liquor /kutch guddi (pachwai) and retail shop of methylated spirit and seasonal license for different location in the State for the year 2002-2003 and onwards as per schedule below with immediate effect :-

SCHEDULE- I

FOREIGN LIQUOR RETAIL SHOP

EAST DISTRICT.

<table>
<thead>
<tr>
<th>SL. NO.</th>
<th>LOCATION</th>
<th>ANNUAL LICENCE Fee (in rupees)</th>
<th>SL. NO.</th>
<th>LOCATION</th>
<th>ANNUAL LICENCE Fee (in rupees)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Gangtok. (including lall market, m.g. marg, nam-nam, s.g. road s.t. road but excluding p.s. road.)</td>
<td>5050/-</td>
<td>16.</td>
<td>Duga</td>
<td>1050/-</td>
</tr>
<tr>
<td>2.</td>
<td>Baluwakhani</td>
<td>3050</td>
<td>17.</td>
<td>Rorathang</td>
<td>1050</td>
</tr>
<tr>
<td>3.</td>
<td>Burtuk/Arithang</td>
<td>3050</td>
<td>18.</td>
<td>Rhenock</td>
<td>3050</td>
</tr>
<tr>
<td>4.</td>
<td>CHandmari</td>
<td>1550</td>
<td>19.</td>
<td>Reshi</td>
<td>1050</td>
</tr>
<tr>
<td>5.</td>
<td>Deorali/Syari</td>
<td>5050</td>
<td>20.</td>
<td>Chalisay</td>
<td>1050</td>
</tr>
<tr>
<td>6.</td>
<td>Tadong</td>
<td>5050</td>
<td>20.</td>
<td>Kopchey</td>
<td>1050</td>
</tr>
<tr>
<td>7.</td>
<td>Daragoan</td>
<td>3050</td>
<td>22.</td>
<td>Pakyong</td>
<td>3050</td>
</tr>
<tr>
<td>SL. NO.</td>
<td>LOCATION</td>
<td>ANNUAL LICENCE Fee (in rupees)</td>
<td></td>
<td></td>
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<tr>
<td>--------</td>
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<td>-------------------------------</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>35</td>
<td>Lower Samdong 2nd Mile to phadamchen.</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>36</td>
<td>Dikchu (East)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>37</td>
<td>Western indira bye pass</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>38</td>
<td>N.H.Way from Tadong to ranipool bazaar)</td>
<td>3050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>39</td>
<td>Ranka Dhajey Dara</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>Sajong (rumtek)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>Shikaritar (rumtek)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>42</td>
<td>Machong</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>43</td>
<td>Mamring</td>
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<td></td>
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<tr>
<td>44</td>
<td>Lingtam</td>
<td>1050</td>
<td></td>
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</tr>
<tr>
<td>45</td>
<td>Lower Martam</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>46</td>
<td>Majhitar</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>47</td>
<td>Aritar</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>48</td>
<td>Sichey Road Below PNG School to Wester Indira Bye pass (new high court)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>49</td>
<td>Lower Dalapchan</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>50</td>
<td>Sichey road from dew pond hotel to sukhapool</td>
<td>3050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>51</td>
<td>Adampool (before bridge)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>52</td>
<td>Parakha</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>53</td>
<td>Bojhoghari</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>54</td>
<td>Sajong mill dara (C.Pendam)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>55</td>
<td>Pangthang</td>
<td>1050</td>
<td></td>
<td></td>
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<tr>
<td>56</td>
<td>Pachey</td>
<td>1050</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>57</td>
<td>Upper samlik (Chuba)</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>58</td>
<td>Mulukay (Sudung Lakha)</td>
<td>1050</td>
<td></td>
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</tr>
<tr>
<td>59</td>
<td>Rakdong</td>
<td>1050</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>60</td>
<td>Linkey</td>
<td>1050</td>
<td></td>
<td></td>
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<tr>
<td>61</td>
<td>Dikling</td>
<td>3050</td>
<td></td>
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<tr>
<td>62</td>
<td>Rolep</td>
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<td>63</td>
<td>Chisopani</td>
<td>1050</td>
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<td></td>
</tr>
<tr>
<td>64</td>
<td>Dhankutey (upper martam)</td>
<td>1050</td>
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<td></td>
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<tr>
<td>65</td>
<td>Namli</td>
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<tr>
<td>66</td>
<td>Nazitam</td>
<td>1050</td>
<td></td>
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</tr>
<tr>
<td>67</td>
<td>Marchak (8th)</td>
<td>1050</td>
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</tr>
</tbody>
</table>
### B. WEST DISTRICT.

<table>
<thead>
<tr>
<th>No.</th>
<th>Place</th>
<th>Mileage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Naya Bazar</td>
<td>5050/-</td>
</tr>
<tr>
<td>2</td>
<td>Reshi</td>
<td>1050</td>
</tr>
<tr>
<td>3</td>
<td>Legship</td>
<td>3050</td>
</tr>
<tr>
<td>4</td>
<td>Geyzing/Tikzuk</td>
<td>5050</td>
</tr>
<tr>
<td>5</td>
<td>Pelling</td>
<td>3050</td>
</tr>
<tr>
<td>6</td>
<td>Darap</td>
<td>1050</td>
</tr>
<tr>
<td>7</td>
<td>Yuksom</td>
<td>1050</td>
</tr>
<tr>
<td>8</td>
<td>Tashiding</td>
<td>1050</td>
</tr>
<tr>
<td>9</td>
<td>Uttarey</td>
<td>1050</td>
</tr>
<tr>
<td>10</td>
<td>Dentam</td>
<td>1050</td>
</tr>
<tr>
<td>11</td>
<td>Hee</td>
<td>1050</td>
</tr>
<tr>
<td>12</td>
<td>Bermiok</td>
<td>1050</td>
</tr>
<tr>
<td>13</td>
<td>Kaluk</td>
<td>1050</td>
</tr>
<tr>
<td>14</td>
<td>Rinchenpong</td>
<td>1050</td>
</tr>
<tr>
<td>15</td>
<td>Mangal barey</td>
<td>1050</td>
</tr>
<tr>
<td>16</td>
<td>Sreebadam</td>
<td>1050</td>
</tr>
<tr>
<td>17</td>
<td>Budan</td>
<td>1050</td>
</tr>
<tr>
<td>18</td>
<td>Chakung</td>
<td>1050</td>
</tr>
<tr>
<td>19</td>
<td>Mangsarey</td>
<td>1050</td>
</tr>
<tr>
<td>20</td>
<td>Soreng</td>
<td>1050</td>
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<tr>
<td>21</td>
<td>Daramdin</td>
<td>1050</td>
</tr>
<tr>
<td>22</td>
<td>Sombrey</td>
<td>3050</td>
</tr>
<tr>
<td>23</td>
<td>Okhrey</td>
<td>1050</td>
</tr>
<tr>
<td>24</td>
<td>Ribdi</td>
<td>1050</td>
</tr>
<tr>
<td>25</td>
<td>Hillay</td>
<td>1050</td>
</tr>
<tr>
<td>26</td>
<td>Zoom</td>
<td>1050</td>
</tr>
<tr>
<td>27</td>
<td>Yangtey(dichilling)</td>
<td>1050</td>
</tr>
<tr>
<td>28</td>
<td>Tikpur</td>
<td>1050</td>
</tr>
<tr>
<td>29</td>
<td>Tharpu</td>
<td>1050</td>
</tr>
<tr>
<td>30</td>
<td>Peuretar(okhrey)</td>
<td>1050</td>
</tr>
<tr>
<td>31</td>
<td>Gerethang</td>
<td>1050</td>
</tr>
</tbody>
</table>

### C. NORTH DISTRICT.

<table>
<thead>
<tr>
<th>No.</th>
<th>Place</th>
<th>Mileage</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Kabi</td>
<td>1050</td>
</tr>
<tr>
<td>2</td>
<td>Bakcha</td>
<td>1050</td>
</tr>
<tr>
<td>3</td>
<td>Phodong</td>
<td>3050</td>
</tr>
<tr>
<td>4</td>
<td>Phensong</td>
<td>5050</td>
</tr>
<tr>
<td>5</td>
<td>Rang-rang</td>
<td>3050</td>
</tr>
<tr>
<td>6</td>
<td>Sangkalang</td>
<td>1050</td>
</tr>
<tr>
<td>7</td>
<td>Mangan</td>
<td>5050</td>
</tr>
<tr>
<td>8</td>
<td>Singhik</td>
<td>1050</td>
</tr>
<tr>
<td>9</td>
<td>manual</td>
<td>1050</td>
</tr>
<tr>
<td>10</td>
<td>Naga</td>
<td>1050</td>
</tr>
<tr>
<td>11</td>
<td>Pegong</td>
<td>1050</td>
</tr>
<tr>
<td>12</td>
<td>Chungthang</td>
<td>1050</td>
</tr>
<tr>
<td>13</td>
<td>Rabom</td>
<td>1050</td>
</tr>
<tr>
<td>14</td>
<td>Chaten</td>
<td>1050</td>
</tr>
<tr>
<td>15</td>
<td>Lichen</td>
<td>1050</td>
</tr>
<tr>
<td>16</td>
<td>Lachung</td>
<td>1050</td>
</tr>
<tr>
<td>17</td>
<td>Namok</td>
<td>1050</td>
</tr>
<tr>
<td>18</td>
<td>Mangshila</td>
<td>1050</td>
</tr>
<tr>
<td>19</td>
<td>Dikchu (North)</td>
<td>1050</td>
</tr>
<tr>
<td>20</td>
<td>Chawang</td>
<td>1050</td>
</tr>
</tbody>
</table>

### D. SOUTH DISTRICT.

<table>
<thead>
<tr>
<th>No.</th>
<th>Place</th>
<th>Mileage</th>
</tr>
</thead>
<tbody>
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SCHEDULE II

FOREIGN LIQUOR BAR SHOPS

EAST DISTRICT

1. a. Gangtok (including lall market, MG. marg, Nam-Nam, S.G. Road, S.T. Road, P.S. road but excluding the hotel as listed at annexure – attached to this notification) 5050

   b. Gangtok (all the hotels as listed at annexure – “A” attached to this notification) 6050

2   Baluwakhani 3050
3   Burtuk/Arithang 3050
4   Chandmari 3050
5   Deorali/Syari 3050

14  Sirwani 1550
15  Rangpo 3050
16  Duga 1550
17  Rorathang 1550
18  Reshi 3050
19  Chalisay 1550
20  Kopchey 1550
21  Pakyong 3050
22  Bhusuk 1550
23  Naitam 1550
24  rhenock 3050
25  Rongli 3050
26  G.N. Road from 2nd mile to Phadamchen 3050
27  Penlong 1550
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## SCHEDULE III

### COUNTRY LIQUOR COMMISSIONED SHOPS

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## SCHEDULE – IV

**KUTCHA GUDDI (PACHWAI SHOPS)**

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SCHEDULE - V

METHYLATED SPIRIT

A. ALL LOCATIONS IN ALL THE DISTRICTS - Rs. 1050/-

SCHEDULE – VI

SEASONAL LICENCE

A. ALL THE HOT SPRINGS IN THE STATE
(for Four months i.e. Dec. to March)

1. Foreign Liquor Retail - Rs. 500/-
2. Foreign Liquor Bar - Rs. 1000/-
3. Country Liquor - Rs. 600/-
4. kutcha Guddi - Rs. 350/-

(M.K. PRADHAN)
Commissioner
Excise (Abkari) Department
Government of Sikkim.
Annexure ‘A’

Schedule of Hotels at Gangtok whose Annual license fee for F.L. Bar Shops is at the rate of Rs. 6050/- per year.

1. Norkhil Hotel, Stadium Road, Gangtok
2. Tibet Hotel, P.S. Road, Gangtok
3. Hotel Tashi Delek, M.G. Marg, Gangtok
4. Blue Sheep Restaurant, M.G.
5. Green Hotel, M.G. Marg, Gangtok
6. Orchid Hotel, N.H, Way, Gangtok
7. Sher-e-Punjab Hotel, Arithang Road, Gangtok.
8. Anola Hotel, M.G. Marg, Gangtok
9. Wood Land Hotel, N.H. Way, Gangtok
10. Norbu Gang, P.S. Road, Gangtok
11. Hotel Mount View, P.S. Road, Gangtok
12. Hotel Himalchuli, Zero Point, Gangtok
13. Hotel Sonam Delek, Tibet Road, Gangtok
14. Hotel Rendezvous, Tibet Road, Gangtok
15. Hotel Marigold, National Highway, Gangtok
16. Hotel Bayul, M.G. Marg, Gangtok(Excluding Daragoan Beer Bar)
17. Central Hotel, National Highway, Gangtok
18. Chumbi Residency, Tibet Road, Gangtok.
19.

Schedule of Hotels at West Sikkim whose Annual Fee for Foreign Liquor Bar Shop is at the rate of Rs. 5050/-

1. Hotel Norbu Gang Resort, Pelling
2. Hotel Tashi Gang, Yangtsey (Dichiling)
3. Hotel Tashi Gang, Yuksom.

(M.K. PRADHAN)
Commissioner
Excise (Abkari) Department
Government of Sikkim.
NOTIFICATION

The following Order No. SKM/GOV/SECTT/995/2002 dtd 11March, 2002 made by the Governor of Sikkim is hereby circulated for information;

ORDER

In exercise of the powers conferred on me by Article 174(1) of the Constitution of India, I, Kidar Nath Sahani, Governor of Sikkim, hereby summon the Sikkim Legislative Assembly to meet on Saturday, 23rd March, 2002 at 11.00 A.M. in the Sikkim Legislative Assembly Secretariat.

I, further, direct that the Secretary, Sikkim Legislative Assembly shall notify the Members accordingly.

(KIDAR NATH SAHANI)
GOVERNOR OF SIKKIM

N. TSHERING, IAS
SECRETARY.
CORRIGENDUM

The Notice issued vide Notification 1/10/LR (S) dt. 3.1.2002 and published in Government Gazette No. 01 dt. 4.1.02 be read as Notice under Section 4(1) of Land Acquisition Act, 1894 (Act of 1894) instead of Notice under Section (4) of L.A. Act, 1894.

COMMISSIONER – CUM- SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM,
GANGTOK.

File No. 10/LR(S).
The Government of Sikkim announce with profound sorrow the passing away of Hon’ble Mr. Justice Anup Deb, Judge, High Court of Sikkim on 13th March, 2002.

As a mark of respect to the departed soul, the State Government Offices, Educational Institutions and Public Undertakings shall remain closed throughout the State of Sikkim on 14th March, 2002, the day of funeral.

However, the Board examinations scheduled for this day shall not be disturbed.

By Order.

S.W. TENZING,
CHIEF SECRETARY,
(F.NO. 36(1)HOME/87)
Notification No. 56/2002/JUD-III dated 10th January, 2002 of the Election Commission of India, New Delhi is hereby republished for general information:-

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashoka road,
New Delhi- 110001.

No. 56/2002/Jud. III

Dated : 10th January, 2002,
20 pausa, 1923 (Saka)

NOTIFICATION

1. WHEREAS, the Election Commission has decided to update its notification No. 56/2001/Jud. III, dated 3rd April, 2001, specifying the names of recognised National and State Parties, registered unrecognized parties and the list of free symbols, issued in pursuance of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, as amended from time to time.

2. NOW, THEREFORE, in pursuance of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, and in supersession of its aforesaid principal notification No. 56/2001/Jud. III, dtd. 3rd April, 2001, published in the Gazette of India, Extra-Ordinary, Part – II, Section – 3, sub-section (iii), and as amended from time to time, the Election Commission hereby specifies :-

(a) In Table I, the National parties and the Symbols respectively reserved for them;
(b) In Table II, the State parties, the State or States in which they are State parties and the Symbols respectively reserved for them in such State or States;
In Table III, the registered –unrecognised political parties and postal address of their headquarter; and
In Table IV, the free symbols;

![Table I](image)

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>National Parties</th>
<th>Symbol Reserved</th>
<th>Address</th>
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<tr>
<td>1</td>
<td>Bahujan Samaj Party</td>
<td>Elephant (in all States/U.T.s except in the States of Assam and Sikkim, where its candidates will have to choose another symbol from out of the list of free symbols specified by the commission)</td>
<td>12, Gurudwara Rakabgang Road, New Delhi-110001.</td>
</tr>
<tr>
<td>3</td>
<td>Communist Party of India</td>
<td>Ears of corn and sickle</td>
<td>Ajoy Bhawan, Kotla marg, New Delhi – 110002.</td>
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<tr>
<td>5</td>
<td>Indian National Congress</td>
<td>Hand</td>
<td>24, Akbar Road, New Delhi – 110011</td>
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<tr>
<td>6</td>
<td>Nationalist congress party</td>
<td>Clock</td>
<td>10, Bishambhar Das Marg, New Delhi – 110001.</td>
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<tr>
<td>Sl. No.</td>
<td>Name of the State/Union</td>
<td>Name of the State Party</td>
<td>Symbol</td>
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<td>2.</td>
<td>Arunachal Pradesh</td>
<td>Arunachal Congress</td>
<td>Two Daos Intersecting</td>
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<td>Assam</td>
<td>1. Assam Gana Parishad</td>
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<td>4.</td>
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<td>1. Jharkhand Mukti Morcha</td>
<td>Bow &amp; Arrow</td>
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<td>5.</td>
<td>Goa</td>
<td>1. Maharashtrawadi Gomantak</td>
<td>Lion</td>
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<td>2. United Goans Democratic Party</td>
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<td>State</td>
<td>Party/Committee</td>
<td>Contact Information</td>
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<td>Goa Rajiv Congress Party</td>
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<td>Faria Road, Margoa, Goa – 403601.</td>
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<td>1&lt;sup&gt;st&lt;/sup&gt; floor, dias building, rua ormuz road opp. Ferry wharf, panaji, Goa-403001.</td>
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<td>Haryana</td>
<td>Indian National Lok Dal</td>
<td>Spectacles</td>
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<td>100, Lodhi Estate, New Delhi.</td>
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<td>Himachal Vikas Congress</td>
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<td>Samkhetar bazaar, mandi-175001 (Himachal Pradesh)</td>
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<td>Jammu &amp; Kashmir National Conference &amp; Kashmir</td>
<td>Plough</td>
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<td>(i) Sher-e-Kashmir Bhawan, residency road, Jammu (Jammu)</td>
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<td>(ii) Nawai Subh complex, zero bridge, Srinagar (Jammu &amp; Kashmir)</td>
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<td>A lady Farmer carrying paddy on her head</td>
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<td>5, Safdarjung Lane, New Delhi- 110003</td>
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<td>‘268,269, Anna salai, Teynampet, Chennai – 600018, (Tamil Nadu)</td>
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<td>‘THAYAGAM’ No. 141, Rukmani Lakshmi Pathi Salai, Egmore, Chennai – 600002, (Tamil Nadu)</td>
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<td>Satyamurthy Bhavan, General patters road, Chennai-600002, (Tamil Nadu)</td>
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<td>63, Nattu Muthu Naiken Street, Vanniya Teynampet, Chennai-600018 (Tamil Nadu)</td>
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<td>37, Ripon Street (Muzaffar Ahmed Sarani), Calcutta – 700016 (West Bengal)</td>
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<td>Abhoyanagar, Agartala – 799095 (Tripura)</td>
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<td>30-B, Harish Chatterjee Street, Calcutta – 600026 (West Bengal)</td>
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<td>18, Copernicus Lane, new Delhi.</td>
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<td>18, Copernicus lane, New Delhi.</td>
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<td>28, Gurudwara Rakab Ganj Road, New Delhi-110001</td>
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<td>37, Ripon Street (Muzaffar Ahmed Sarani), Calcutta-700016 (West Bengal)</td>
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<td>30-B, Harish Chatterjee Street, Calcutta – 600026 (West Bengal)</td>
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<tr>
<td>Sl. No.</td>
<td>Name of the Registered Unrecognised Political Party</td>
<td>Headquarters Address</td>
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<tr>
<td>1</td>
<td>Adarsh Lok Dal</td>
<td>Abu Nagar, Opposite Police Station Fatehpur City, District, Fatehpur (U.P.)</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Adarshwadi Dal</td>
<td>Jawahar Road, Khurja – 203136, Distt. Bulandshahr, (U.P)</td>
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<tr>
<td>4</td>
<td>Ajeya Bharat party</td>
<td>A-14, Mohan Estate, Mathura Road, New Delhi.</td>
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</tr>
<tr>
<td>5</td>
<td>Akahand Bharat Maha Sangh</td>
<td>Sunfool, kota-1, (Rajasthan) Sarvahara Krantikari Party</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Akhand Bharat Ekta Andolan</td>
<td>Basant Bhawan, 17/34, Singhan Street, Kashipur – pin Code – 244713, Distt. Udham Singh Nagar (Uttaranchal)</td>
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<tr>
<td>7</td>
<td>Akhil Bharat Hindu Mahasabha</td>
<td>Mandir Marg, New Delhi – 110001.</td>
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<tr>
<td>8</td>
<td>Akhil Bharatiya Ashok Sena</td>
<td>117/0/117, Gita Nagar, Kanpur- 208025 (Uttar Pradesh)</td>
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<td>9</td>
<td>Akhil Bharatiya Bharat Mata-Putra Paksha</td>
<td>Office Nandurbar, Pin – 425412, Distt, Dhubai (Maharashtra)</td>
<td></td>
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<td>10</td>
<td>Akhil Bharatiya Bhrastachar Nirmoolan Sena</td>
<td>Om Building, Chhatrapathi Shivaji Chowk, Godhale Nagar, Hadpsar, Pune – 411002 (Maharashtra)</td>
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<td>11</td>
<td>Akhil Bharatiya Dalit Uttan Party</td>
<td>A – 20/12, Gali No. 1 Vikas Marg, Shakarpur, Delhi – 110092</td>
<td></td>
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<tr>
<td>13</td>
<td>Akhil Bharatiya Desh Bhakt</td>
<td>Puranderpur G.P.O. Patna (Bihar) Morcha</td>
<td></td>
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<tr>
<td>No.</td>
<td>Organization</td>
<td>Address</td>
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<td>14.</td>
<td>Akhil Bharatiya Gareeb party</td>
<td>Village – Kurana, Post Simmavali, Distt, Ghaziabad (U.P.)</td>
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<tr>
<td>17.</td>
<td>Akhil Bharatiya Gorkha League</td>
<td>Mahabir Building, Ladenlal Road, Darjeeling – 734101 (West Bengal)</td>
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<td>19.</td>
<td>Akhil Bharatiya Jan Sangh</td>
<td>J-394, Shankar Road, New Delhi-110060.</td>
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<tr>
<td>20.</td>
<td>Akhil Bharatiya Janata Congress</td>
<td>4 U.F., Babar place, Todarmal Road, Near Bengali Market, New Delhi-11001</td>
<td></td>
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<tr>
<td>21.</td>
<td>Akhil Bharatiya Kisan Mazdoor Morcha</td>
<td>Shri Mahatma Gandhi Vichar Kendra, Uldan, Jhansi, (Uttar Pradesh)</td>
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<td>22.</td>
<td>Akhil Bharatiya Lok Tantrik</td>
<td>Village Barve, Post Dahu, P.s. Alp-Sankhyak Jan Morcha Ormanazi, Distt. Rachi (Bihar)</td>
<td></td>
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<tr>
<td>23.</td>
<td>Akhil Bharatiya Likantra party</td>
<td>H.Q. Raghubir Nagar, Ballabgarh, Faridabad (Haryana)</td>
<td></td>
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<tr>
<td>27.</td>
<td>Akhil Bharatiya Pichhadavarg Party</td>
<td>Anarya Sadan Hajipur Nagar, Isupur, Ward No. 13, Distt. Vaishali (Bihar)</td>
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<tr>
<td>28.</td>
<td>Akhil Bharatiya Rajivwadi</td>
<td>WZ-8-93, Tanwar Market, Ring Road, Congress (Dubey) Naraina, New Delhi – 110028.</td>
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<td>30.</td>
<td>Akhil Bharatiya Rashtriya Azad Hind Party</td>
<td>H.q. 1R-11-12 Vistar Yojna Dadabari, Kota (Rajasthan)</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
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<td>33</td>
<td>Akhil Bharatiya Shivsena Rashtrawadi</td>
<td>Akhil Bharatiya Shivsena Bhawan, Gur Mandi, Ludhiana (Punjab)</td>
<td></td>
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<tr>
<td>34</td>
<td>Akhil Bharatiya Berozgaar Party</td>
<td>7/96-97, Vikas Nagar, Lucknow (Uttar Pradesh)</td>
<td></td>
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<td>36</td>
<td>Akhil Bharatiya Loktantrik</td>
<td>F-3, Park Road, Lucknow (Uttar Congress Pradesh)</td>
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<tr>
<td>37</td>
<td>Ali Sena</td>
<td>1/1, Jafrabad, New Swallampur, Delhi -110053.</td>
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<tr>
<td>38</td>
<td>All India Christian Democratic</td>
<td>Block A-1, Flat 2, Calcutta-700054 and Backward people’s party (West Bengal)</td>
<td></td>
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<tr>
<td>39</td>
<td>All India Forward Block (Subhasist)</td>
<td>49-M, Mothilal, 1st Street, Madurai-625010, (Tamil Nadu)</td>
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<tr>
<td>40</td>
<td>All India Gareeb Congress</td>
<td>A-1/126, Sector-6, Rohini, New Delhi</td>
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<td>41</td>
<td>All India Homeless People Congress</td>
<td>Nabagram Garai, P.O. Panchpota, South 24 Parganas – 743516 (West Bengal)</td>
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<td>42</td>
<td>All India Indira Congress (Secular)</td>
<td>2680, Chooriwanan, Delhi-10006</td>
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<td>43</td>
<td>All India Lok Raj Party</td>
<td>Village-Maharban, Tehsil &amp; Distt. Ludhiana, (Punjab)</td>
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<td>44</td>
<td>All India Mahila Raj Party</td>
<td>5A, Orient Row, Calcutta – 700017, (West Bengal)</td>
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<td>45</td>
<td>All India Majlis-E-Itehadul Muslimeen</td>
<td>Darussalam Board, Hyderabad (Andhra Pradesh)</td>
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<tr>
<td>46</td>
<td>All India Minorities Front</td>
<td>148, South Avenue, New Delhi – 110001.</td>
<td></td>
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<td>47</td>
<td>All India Moovendar Munnanikazthagam</td>
<td>Lake Area, Melur Road, Madurai – 625107(Tamil Nadu)</td>
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<td>48</td>
<td>All India Muslim Forum</td>
<td>C-177, Sector J, Aliganj, Lucknow (Uttar Pradesh)</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>49.</td>
<td>All India People’s Party</td>
<td>Central Committee, Ghandhi Nagar-1&lt;sup&gt;st&lt;/sup&gt; Line, Berhampur – 760001 (Orissa)</td>
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<tr>
<td>50.</td>
<td>All India Rajiv Krantikari Congress</td>
<td>B-68, Jagat Puri, Delhi – 110051.</td>
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<tr>
<td>51.</td>
<td>All India Shiromani Baba</td>
<td>Village &amp; P.O. Majitha, Amritsar, (Punjab), Jiwan Singh Mazhabi Dal.</td>
<td></td>
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<tr>
<td>52.</td>
<td>All India Tafsili United Party</td>
<td>Village Simulpur, Post-Thakur Nagar Distt. 24-Parganas (N) (West Bengal)</td>
<td></td>
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<td>53.</td>
<td>All India Tribes and Minorities Front</td>
<td>Windrush Hill Annexe, Shimla – 2(Himachal Pradesh)</td>
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<td>54.</td>
<td>All India Youth Akali Dal</td>
<td>BXX-1723, New Prem Nagar, Near Hathi Complex, Ludhiana (Punjab)</td>
<td></td>
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<tr>
<td>55.</td>
<td>All J&amp;K Peoples Patriotic Front</td>
<td>Jawaharnagar, House No. 97, Police Station, Ragh Bagh, Srinagar (Jammu &amp; Kashmir)</td>
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<td>56.</td>
<td>All Kerala M.G. R. Dravida Munnetra Party.</td>
<td>Das Building Nemom P.O. Thiruvananthapuram – 695020 (Kerala)</td>
<td></td>
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<td>57.</td>
<td>All Party Hill Leaders Conference (Armison Marak Group)</td>
<td>P.O.Tura Chandmari, West Garo Hills – 794002 (Meghalaya)</td>
<td></td>
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<tr>
<td>58.</td>
<td>Ambedkar Kranti Dal</td>
<td>409/411, Hind Nagar, Lucknow (Uttar Pradesh)</td>
<td></td>
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<td>59.</td>
<td>Ambedkar Peoples Movement</td>
<td>39, Saravana Street, T. Nagar, (Chennai – 600017, (Tamil Nadu)</td>
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<td>60.</td>
<td>Ambedkar Pragatisheel Republican Dal</td>
<td>Dr. Lohia Colony, Shahjhapur, pin -242001 (Uttar Pradesh)</td>
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<td>61.</td>
<td>Ambedkar Puratchikara Makkal Katchi</td>
<td>No. 9, Third street, kakkan Nagar, Adambakkam, Chennai (Tamil Nadu)</td>
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<td>62.</td>
<td>Ambedkar Samaj Party</td>
<td>304, Mandakini Enclave, Alaknanda, New Delhi-10019</td>
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<tr>
<td>63.</td>
<td>Ambedkarbadi Party</td>
<td>136/1, Diamond Harbour Road, Calcutta-700063 (West Bengal)</td>
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<td>64.</td>
<td>Amra Bangalee</td>
<td>No. 2, Ballav Street, Calcutta – 700004 (West Bengal)</td>
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<td>65.</td>
<td>Anaithindhia MGR Katchi</td>
<td>68, Habibullah Road, T. Nagar, Chennai-600017, Tamil Nadu)</td>
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<td></td>
<td>Party Name</td>
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<td>66</td>
<td>Anaithinthiya Thamizhaga Munnetra Kazhagam</td>
<td>10/2, Nalvar nagar, Kelveerampalayam, Bharathiar University (Post) coimbatore – 641048 (Tamil Nadu)</td>
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<td>67</td>
<td>Andaman Nicobar Vikas Congress</td>
<td>MB-23, M.G. Road, Middle Point, Port Blair – 741001. (Andaman Nicobar Islands)</td>
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<td>68</td>
<td>Andhara Nadu Party</td>
<td>10-5-14/1, Masab Tank, Hyderabad – 500028 (Andhra Pradesh)</td>
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<td>69</td>
<td>Andhra Pradesh Navodaya praja party</td>
<td>No. 3-11, Thukkuguda, Village, Maheshwaram Mandal, Mankhal post, Ranga Reddy District (Andhra Pradesh).</td>
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<td>70</td>
<td>Anna Telugu Desam Party</td>
<td>401-825/8,9 and 10 NTR Estates, Abids, Hyderabad – 500001, Andhra Pradesh.</td>
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<td>71</td>
<td>Annadata Party</td>
<td>Mandir Sri Purushottam Bhagwan, Chandrabhaga – 326023, Jhalarapatan City, District – Jhalawar (Rajasthan)</td>
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<td>72</td>
<td>Apna Dal</td>
<td>1/2a.P. Sen Road, Lucknow, (U.P)</td>
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<td>73</td>
<td>Arya Sabha</td>
<td>7, Jantar Mantar Road, New Delhi – 110001.</td>
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<td>74</td>
<td>Autonomous State Demand Committee</td>
<td>Rongniheng, Diphu – 782460, Karbi Anglong (Assam)</td>
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<td>76</td>
<td>Bahujan Ekta Party (R)</td>
<td>2151/17A/12, New patel Nagar, New Delhi – 110008.</td>
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<td>77</td>
<td>Bahujan Kranti Dal</td>
<td>8/440, Trilok Puri Delhi – 110091.</td>
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<td>78</td>
<td>Bahujan Loktantrik Party</td>
<td>G-161, J.J.Colony, Wazirpur, Delhi – 110052</td>
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<td>79</td>
<td>Bahujan Republic Party</td>
<td>H.No. 1-7-1046/18, SRT Quarters – 18, Azamabad, Rammagar, Hyderabad – 500020 (Andhra Pradesh)</td>
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<td>Bahujan Samaj Party (Ambedkar)</td>
<td>Village &amp; Post Office Segti, Distt. Ambala (Haryana)</td>
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<td>82</td>
<td>Bharat Jan Party</td>
<td>324, Kailash Nagar, Ghaziabad (Uttar Pradesh)</td>
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<td>83</td>
<td>Bharat Dal</td>
<td>Bharat Sevadham Arnayak, Krantideep Mourana, Nurpur, Distt. Bijnaur (U.P.)</td>
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<td>Bharat Ki Lok Jimmedar Party</td>
<td>3/250, Vishwas Khand, Gomti Nagar, Lucknow –</td>
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<td>No.</td>
<td>Party Name</td>
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<td>86</td>
<td>Bharat mangalam Parishad</td>
<td>Jamo Bazar, Hospital Chowk, P.o. Jamo Bazar, District Siwan, Bihar.</td>
<td></td>
</tr>
<tr>
<td>87</td>
<td>Bharat Nav Jyoti Sangh</td>
<td>18/25-A, Kursava, Fulbagh, Kanpur – 208001 (Uttar Pradesh)</td>
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<td>88</td>
<td>Bharat Pensioner’s Front</td>
<td>R-17, Hauz Khas Enclave, New Delhi – 110016.</td>
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<td>89</td>
<td>Bharatha Makkal Congress</td>
<td>N-30, Veluchetty street, S. Kadiyur, Jolarpet, North Arcot Distt. (Tamil Nadu)</td>
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<td>90</td>
<td>Bharatiya Nethaji Party</td>
<td>3857, 4th cross, Gayathri Nagar, Bangalore 560021 (Karnataka)</td>
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<td>91</td>
<td>Bharatiya Ambedkar Party</td>
<td>Main Bazar, Krishna Nagar, Jaura Fatak, Amritsar (Punjab)</td>
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<td>92</td>
<td>Bharatiya Asht Jan Party</td>
<td>151, C Sector, Second Floor, Room No. 203, Inder Puri, Bhopal – 462022 (M.P.)</td>
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<td>93</td>
<td>Bharatiya Backward Party</td>
<td>Surya Apartments, Fraser Road, Patna – 800001 (Bihar)</td>
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<td>94</td>
<td>Bharatiya Berozgar Mazdoor Kisan Dal</td>
<td>Bansal Goan, P.O. Dheghat, patti Malla, Chackaut, Distt. Almora (Uttaranchal)</td>
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<td>95</td>
<td>Bharatiya Democratic Dal</td>
<td>No. 1A, Gangai Amman Koil, Second Street, Vadapalani, Chennai – 600026 (Tamil Nadu)</td>
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<td>96</td>
<td>Bharatiya Hindu Sena</td>
<td>Amer Bhawan, Amer, Jaipur (Rajasthan)</td>
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<td>97</td>
<td>Bharatiya Jai Jawan Jai Kisan party</td>
<td>Near truck Union, Jhajjar, Distt – Rohtak (Haryana)</td>
<td></td>
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<td>98</td>
<td>Bharatiya Jan Congress</td>
<td>5158/XV, Mahalamxi – Building, behind Ramakrishna Mision , paharganj Lne, New Delhi – 110055.</td>
<td></td>
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<tr>
<td>99</td>
<td>Bharatiya Jan Jagriti Party</td>
<td>Brijdham Ashram, Ranhera, Tehsil – Chhata, Distt. Mathura, (Uttar Pradesh)</td>
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<td>100</td>
<td>Bharatiya Jan Kisan Party</td>
<td>35-C/2, Jaynteepur, Dhumangang, Allahabad – 211011 (Uttar Pradesh)</td>
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<td>101</td>
<td>Bharatiya Jan Sabha</td>
<td>C/o Raja Ram Yadav, Raghuvir Nagar, New Colony, Devarai (U.P.)</td>
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<td>No.</td>
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<td>103.</td>
<td>Bharatiya Jantantrik Parishad</td>
<td>8/1, Outside Datai Gate, Jhansi – 284001 (U.P.)</td>
<td></td>
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<td>106.</td>
<td>Bharatiya Kisam Parivartan Party</td>
<td>Nagla Dakhal, Kotla Road, Gerozabad 283203, District Ferozabad, Uttar Pradesh.</td>
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<td>107.</td>
<td>Bharatiya Krantikari Kammand Party</td>
<td>214, LIC colony, Tagore Town Allahabad – 211002 (U.P.)</td>
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<td>109.</td>
<td>Bharatiya Lok Kalyan Dal</td>
<td>Area/Post/Tahsil Bikabur, Distt. Faizabad (Uttar Pradesh)</td>
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<td>110.</td>
<td>Bharatiya Lokekta Congresss Party</td>
<td>61, Mangla Puri Phase – I, Palam, New Delhi – 45</td>
<td></td>
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<tr>
<td>111.</td>
<td>Bharatiya Manav Raksa Dal</td>
<td>Barkhera, Pathani, Bhopal -21 (Madhya Pradesh)</td>
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<tr>
<td>113.</td>
<td>Mharatiya Minorities Suraksha Manasangh</td>
<td>410, Arcadia Building, Sir J.J. Road, Opp. J.J.Hospital Bombay – 400008 (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>114.</td>
<td>Bharatiya Momin Front</td>
<td>174, Anand Puri, West Boring Canal Road, patna – 800001 (Bihar)</td>
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</tr>
<tr>
<td>115.</td>
<td>Bharatiya Muhabbat Party</td>
<td>H.No. 18184, Chandsar Basti, (All India) Bhatinda – 151001 (Punjab)</td>
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<tr>
<td>119.</td>
<td>Bharatiya Praja Paksha</td>
<td>No. 374/A, I-Floor, I-Block, I-Cross, Ravindranath Tagoor Nagar (R. T.Nagar) Bangalore – 560032 (Karnataka)</td>
<td></td>
</tr>
<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>120</td>
<td>Bharatiya Prajantantra Party</td>
<td>Patel Nagar, Road no. 9, Patna – 23 (Bihar)</td>
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<tr>
<td>122</td>
<td>Bharatiya Rashtriya Janhit Party</td>
<td>C-2968, Sapna Colony, Lucknow – 226017 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>123</td>
<td>Bharatiya Rashtriya Mazdoor Dal</td>
<td>Naya Sarafa, Gwalior – 474001 (Madhya Pradesh)</td>
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<tr>
<td>124</td>
<td>Bharatiya Rashtriya Morcha</td>
<td>Navdiya Fatehgarh, Farukhabad (U.P.)</td>
<td></td>
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<tr>
<td>125</td>
<td>Bharatiya Rashtriya Parishad</td>
<td>E-164, Samastpur Road, Pandav Nagar, Delhi – 110092.</td>
<td></td>
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<tr>
<td>126</td>
<td>Bharatiya Rashtriya Praja Manch</td>
<td>Moharvati Sisoudiya Bhawan, near Dal Bangla, Nadri Gate, Kasganj, District Etah (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>127</td>
<td>Bharatiya Rashtriya Sangh</td>
<td>Shankar Market, Serpur Chowk, Karawal Nagar Road, Delhi 110094</td>
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<tr>
<td>128</td>
<td>Bharatiya Republican Paksha</td>
<td>Dr. Ambedkar Bhawan, Gokuldad Pasta Road, Dadar, Bombay – 400014 (Maharashtra)</td>
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<tr>
<td>129</td>
<td>Bharatiya Samaj Dal</td>
<td>85, Chowk Makandu Ganj, Pratapgarh, Uttar Pradesh</td>
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<tr>
<td>130</td>
<td>Bharatiya Samaj Kalyan Party</td>
<td>Bharat 2/643/C. Rambagh colony, Ramghat Road, Aligarh – 202001 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>131</td>
<td>Bharatiya Samaj Sangathan Morcha</td>
<td>Manak Mau, Gangoh Road, Saharanpur (U.P.)</td>
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<tr>
<td>133</td>
<td>Bharatiya Samata Party</td>
<td>A – 71, Nirman Vihar, New Delhi.</td>
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<td>134</td>
<td>Bharatiya Sarvkalayan Kranti Dal</td>
<td>2/643/C. Rambagh colony, Ramghat Road, Aligarh – 202001 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>135</td>
<td>Bharatiya Seva Dal</td>
<td>3-1-236/239/1, first floor somasunderam street, Secunderabad – 500003 (Andhra Pradesh)</td>
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<td>136</td>
<td>Bharatiya Shramik Dal</td>
<td>L-238, Vikash pradhikaran Colony, Indira Nagar, Rai Bareilly (U.P.)</td>
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<td>137</td>
<td>Bharatiya Surjaya Manch</td>
<td>831, Sector – 10, Panchkula – 134113, Haryana.</td>
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<tr>
<td>139</td>
<td>Bharipa Bahujan Mahasangha</td>
<td>Dr. Ambedkar Bhawan, Gokuldas Pasta Road,</td>
<td></td>
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<tr>
<td>No.</td>
<td>Organization</td>
<td>Address</td>
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<td>140.</td>
<td>Bharteey Samajvadi Morcha</td>
<td>3/1108, Dehradun Chawk Saharanpur – 247001 (Uttar Pradesh)</td>
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<td>142.</td>
<td>Bharti Lok Lehar Party</td>
<td>136, Ajit Nagar, Amritsar (Punjab)</td>
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<td>143.</td>
<td>Bhartiya Deshbhakt party</td>
<td>92/H/2, pratap Market, Munirka (C/o Somu Press), New Delhi-110067</td>
<td></td>
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<td>144.</td>
<td>Bharatiya Gorkha Janshakti</td>
<td>26/2, H.D. Lama Road, Darjeling – 734101, (West Bengal)</td>
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<tr>
<td>145.</td>
<td>Bharatiya Jan Kalyan Party</td>
<td>199/2, Arjun Nagar, Kaithal – 136027 (Haryana)</td>
<td></td>
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<tr>
<td>146.</td>
<td>Bharatiya Jana Congress (Rashtriya)</td>
<td>113/70B,Lal Bahadur Shastri Nagar, Patna – 800023 (Bihar)</td>
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<tr>
<td>147.</td>
<td>Bharatiya Kisan Mazdoor Party</td>
<td>Village and Post Meerpur, Tehsil-Khair, Distt, Aligarh (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>149.</td>
<td>Bharatiya Nojawan Dal</td>
<td>Sector-6, Pocket B-2 H.No 23, Rohini New Delhi – 110085</td>
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<tr>
<td>150.</td>
<td>Bharatiya Rakshak Party</td>
<td>H.No. 397, Housing Board Colony Rohtak – 124001 (Haryana)</td>
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<tr>
<td>151.</td>
<td>Bharatiya Vikas party</td>
<td>139-B, Tamur Nagar, New Friends colony, New Delhi</td>
<td></td>
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<tr>
<td>152.</td>
<td>Bhomi Jotak Samooh</td>
<td>560/12, Krishna Nagar, Kanpur Road, Lucknow – 226005 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>154.</td>
<td>Bihar People’s Party</td>
<td>303, C-Block, Daroga Prasad Roy Path, Patna – 800001 (Bihar)</td>
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<td>155.</td>
<td>Bihar Vikas Party</td>
<td>Room No. 6, 1-Special Family Type, R-Block, Patna-800001 (Bihar)</td>
<td></td>
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<tr>
<td>156.</td>
<td>Bira Oriya Party</td>
<td>C/o Shri P.Samantaray, IAS (Retd.), at/P.O. Madhupatna, Cuttack – 10 (Orissa)</td>
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<tr>
<td>No.</td>
<td>Party/organization</td>
<td>Address</td>
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<td>157</td>
<td>Bolshevik Party of India</td>
<td>C/o Bhai Bansod Juni Oli, Ram Mandir, Kamptee, District – Nagpur (Maharashtra)</td>
<td></td>
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<tr>
<td>158</td>
<td>Brij Pradesh Nirman Sangh</td>
<td>Sri Aurobindo Bhawan, 28/352, Gudri Mansoor Khan, Agra – 3 (U.P)</td>
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<td>159</td>
<td>Bundelkhand Mukti Morcha</td>
<td>Sh. Sukhlal Ice Factory Bhavan, Elite Chouraha, Jhansi-284001 (Uttar Pradesh)</td>
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<td>160</td>
<td>Bundelkhand Vikas Dal</td>
<td>Village &amp; P.O. Culpahad, Janpad – Hamirpur (U.P)</td>
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<td>161</td>
<td>Champaran Vikas Party</td>
<td>Block-A, Flat No. 102, Daroga Roy Path, Patna (Bihar)</td>
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<tr>
<td>163</td>
<td>Chhattisgarh Kisan Mazdoor Party</td>
<td>General Post-Sakti, Ward No. 5, Distt. Bilaspur (Chhattisgarh)</td>
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<td>164</td>
<td>Chattisgarh Mukti Morcha</td>
<td>P.O. Dalli Rajhara, Distt. Durg – 491228 (Chhattisgarh)</td>
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<td>165</td>
<td>Chattisgarhi Samaj Party</td>
<td>Hindipara, Azad Chowk, Raipur – 492001 (Chhattisgarh)</td>
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<td>166</td>
<td>Christhava Makkal Katchi</td>
<td>173, Ponnagar, Tiruchirapalli – 620001, (Tamil Nadu)</td>
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<tr>
<td>167</td>
<td>Christian Democratic Front</td>
<td>No. 9, Rosary, Church Road, San Thome, Chennai (Tamil Nadu)</td>
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<td>168</td>
<td>Christian Mannetra Kazhagam</td>
<td>93, Thaiyappa Mudali Street, Chennai- 600001 (Tamil Nadu)</td>
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<td>169</td>
<td>Communist Marxist Party Kerala</td>
<td>Kunnukuzhy, Trivudrum – 695037 State Committee (Kerala)</td>
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<td>170</td>
<td>Congress Jananayaka Peravai</td>
<td>24, Ormes Road, Kilpalk, Chennai – 600010.</td>
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<td>171</td>
<td>Congress of people</td>
<td>5, Patropolis Colaba, Bombay – 400005 (Maharashtra)</td>
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<td>172</td>
<td>Congundu Makkal Katchi</td>
<td>TTS Complex – 58, Mettur Road, Erode District – 638011, Tamil Nadu.</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<td>175.</td>
<td>Dalit Samaj Party</td>
<td>Navchetna Path, Shiv Puri, P.O. Anishabad, Patna-800002 (Bihar)</td>
<td></td>
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<tr>
<td>178.</td>
<td>Democratic Bharatiya Samaj Party</td>
<td>985-B Arjan Nagar, Ladowali Road, Jalandhar City – 144001, Punjab.</td>
<td></td>
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<tr>
<td>179.</td>
<td>Democratic Forward Bloc</td>
<td>66, Tamil Sangam Road, Madurai – 625001 (Tamil Nadu)</td>
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<tr>
<td>180.</td>
<td>Democratic Insaf Party</td>
<td>D-62,GTB, Nagar (Kareli) Allahabad (Uttar Pradesh)</td>
<td></td>
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<td>181.</td>
<td>Democratic Janta Dal (J&amp;K)</td>
<td>344 EP Cristen Colony (Shaheedi Chowk), Jogi Gate, Jammu &amp; Kashmir</td>
<td></td>
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<td>182.</td>
<td>Democratic Jharkhand Mukti Morcha</td>
<td>Pump road, tonk toil, P.O. Chakradharpur – 833102, Singhbum West (Bihar)</td>
<td></td>
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<tr>
<td>183.</td>
<td>Democratic Movement</td>
<td>Ward No. 1, Kattua (Jammu &amp; Kashmir)</td>
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<td>184.</td>
<td>Democratic Party of India</td>
<td>162, Anandrao Umra Marg, Ashok Nagar, Nagpur – 17 (Maharashtra)</td>
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<td>186.</td>
<td>Democratic Socialist Party (Prabodh Chandra)</td>
<td>3-Fancy lane, Kolkata – 700001 West Bengal</td>
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<td>187.</td>
<td>Desh Bachao Jan Morcha</td>
<td>D-6/171, Sector 31, Noida – 201301 (Uttar Pradesh)</td>
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<td>188.</td>
<td>Desh Bhakt Party</td>
<td>B-114, Preet vihar, Delhi – 110092.</td>
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<td>189.</td>
<td>Desai Pathukappu Kazhagam</td>
<td>“ARIVAGAM” 33, Ramkrishna Street, Gandhi Nagar Saligramam, Chennai – 600093 (Tamil Nadu)</td>
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<tr>
<td>190.</td>
<td>Dhiravida Thelugar Munnetra Kalagam</td>
<td>4/802, Kurunji Street, Tahsildhar Nagar, Madurai – 625020.</td>
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<tr>
<td>No.</td>
<td>Name of the Party</td>
<td>Address</td>
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<td>192</td>
<td>Dravida Makkal Congress</td>
<td>No. 11, Jawharlal Nehru Road, 1&lt;sup&gt;st&lt;/sup&gt; Avenue, Ashok Nagar, Chennai- 600083, Tamil Nadu.</td>
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<tr>
<td>193</td>
<td>Dravida Reravai</td>
<td>69, Rangapillai Street, Pondicherry – 605031.</td>
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<tr>
<td>194</td>
<td>Dravida Vizhipunarchi Kazhagam</td>
<td>17-A, Gangappa Street, (Opp. To AVM Studio), Vadapalani, Chennai – 600026, Tamil Nadu.</td>
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<td>195</td>
<td>Ekta Kranti Dal U.P.</td>
<td>C/o Stayapal Sagar Amanjai Jalal Nagar, Opp. Chhottii Line, Shahjahapur (Uttar Pradesh)</td>
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<td>197</td>
<td>Ephraim Union</td>
<td>Tlangdingliana Building, Bawngkawn South, Aizawl- 796012, (Mizoram)</td>
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<td>198</td>
<td>Farmers Developments party</td>
<td>149, Mambalam High Road, T. Nagar, Chennai – 600017, Tamil Nadu.</td>
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<td>200</td>
<td>Forward Block (Socialist)</td>
<td>Temple Street, P.O. &amp; Distt. Jalpaiguri 735101 (West Bengal)</td>
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<td>201</td>
<td>Gandhiwadi Rashtriya Congress</td>
<td>Teachers Colony, Tehsil Road, Mahoaria, Post Mahoaria town and Distt. Mirjapur (Uttar Pradesh)</td>
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<td>202</td>
<td>Gareebjan Samaj Party</td>
<td>450, Jaidebvi Nagar, Garh road, Meerut (Uttar Pradesh)</td>
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<td>203</td>
<td>Garib Janata party</td>
<td>Rajinder Nagar, Main Bazar, P.o. Vijay nagar, Batala road, Amritsar (Punjab)</td>
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<td>204</td>
<td>Garo National Council</td>
<td>New Tura, West Garo Hills (Meghalaya)</td>
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<td>207</td>
<td>Goa Suraj Party</td>
<td>383-A, Pirazona, Moira, Bardez – Goa (Pin - 403514)</td>
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<tr>
<td>209</td>
<td>Golden India Party</td>
<td>‘Nandan Van’, B-94, gyan marg, Tilak Nagar,</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
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<td>210</td>
<td>Gommant Lok Pokx</td>
<td>31st January road, P.O. Box – 242, Panjim (Goa)</td>
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<td>211</td>
<td>Godvana Gantantra Party</td>
<td>Village &amp; P.O. Tiverth, Tehsil Kutghora, District – Bilaspur (Chhattisgarh)</td>
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<td>212</td>
<td>Gorkha Natinal Liberation Front</td>
<td>Dr. Zakir Hussain Road (jalpahar Road) p.o. and District – Darjeeling, Darjeeling Gorkha Hill Council (West Bengal)</td>
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<tr>
<td>213</td>
<td>Grama Munnetra Kazhagam</td>
<td>‘Z’ Mangammal Salai, Bengal Nagar, Tiruchirapalli – 620021 (Tamil Nadu)</td>
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<td>214</td>
<td>Gujarat Adijati Vikas Paksh</td>
<td>Block No. 6/4 MLA nivas, Sector 21, Gandhi Nagar (Gujarat)</td>
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<td>215</td>
<td>Gujarat Janata parishad</td>
<td>Near Sarvodaya hall, brahm society, P.o. Distt. Surendranagar – 363001 (Gujarat)</td>
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<td>216</td>
<td>Gujarat State Janta Congress</td>
<td>Indubhai Patel Bhawan, Vasant Chowk, Bhadra, Ahamedabad – 380001 (Gujarat)</td>
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<td>217</td>
<td>Gujarat Yuva Vikash Party</td>
<td>C/o Darbar kruba transport, near bus station, Vadnagar – 384355, District, Mehasana (Gujarat)</td>
<td></td>
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<td>218</td>
<td>Haryana Lok Dal</td>
<td>705, Sonipat Road Rohtak (Haryana)</td>
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<td>219</td>
<td>Haryana Vikas Party</td>
<td>Kothi No. 136/22, Sonipat Road, Rohtak (Haryana)</td>
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<td>221</td>
<td>Himachal Sangam</td>
<td>Village – Gopal Chowk, P.O. Mahadev Sundernagar, District Mandi – 174401 (H.P)</td>
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<td>222</td>
<td>Hind Kisan Mazdoor Party</td>
<td>31/419, Kela House, Maharana Pratap Nagar, Agra – 4 (U.P)</td>
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<td>223</td>
<td>Hind Morcha</td>
<td>Samaj Sudhar Ashram, Siraspur, Delhi.</td>
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<td>224</td>
<td>Hind Swarjya Ganatrantra party</td>
<td>S-41, Panchsheel Park, New Delhi – 110017</td>
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<td>225</td>
<td>Hind vikash Party</td>
<td>P.O. Sri Harbhagwan Nagar, Tapakalan, near kali mandir jalesar road, Ferozabad (Uttar Pradesh)</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
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<td>227</td>
<td>Hindu Samaj party</td>
<td>117 J-36m Sarvodaya nagar, Kanpur (u.P)</td>
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<td>228</td>
<td>Hindustan Janta party</td>
<td>M/s sono sales corporation, subji mandi khokadpura, Aurar gabad (Maharashtra)</td>
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<tr>
<td>229</td>
<td>Hindustan Party</td>
<td>202, Devika Apts, Baba Jan, Poona – 411001 (Maharashtra)</td>
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<td>230</td>
<td>Hindustan Samajwadi Prajatantra Sena (Bharat)</td>
<td>Vill, and Post office, Bankasiya Shivaratan singh, Janpad – Gonda – 271302 (U.P.)</td>
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<td>231</td>
<td>Hindustani Gareebwadi Party</td>
<td>61, Aggarwal Chambers, Vikas marg, Veer Savarkar block shakarpur, Delhi 110092</td>
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<td>232</td>
<td>Ikkiya Makkal Munnetra Kazhagam</td>
<td>Makkalagam No. 11, pearl empire apartments, kuppam beach road, Tiruvanmiyur, Chennai (Tamil Nadu)</td>
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<td>233</td>
<td>Indian Bahujan Samajwadi Party</td>
<td>2/3, Ambedkar Nagar, Post angina, Distt. Bijnaur – 246762 (Uttar Pradesh)</td>
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<td>234</td>
<td>Indian Christian Front</td>
<td>Plot NO. 660, east last road, anna nagar, madurai – 625020, Tamil Nadu.</td>
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<td>235</td>
<td>Indian Ekta Party</td>
<td>A-180, Sector – 40, Noida Gautam Budh Nagar, Uttar Pradesh</td>
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<td>236</td>
<td>Indian Liberation Front</td>
<td>T-16, Green Park extension, new delhi – 110016</td>
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<td>237</td>
<td>Indian Naitonal Green Party</td>
<td>A/44, Paryavaran complex, saidelazaib, New Delhi – 30</td>
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<td>238</td>
<td>Indian National Labour Party</td>
<td>Rajani Mukerjee Smriti, Bhabar, Coal dock road, (Former coal controller’s office) Calcutta – 700043 (West Bengal)</td>
<td></td>
</tr>
<tr>
<td>239</td>
<td>Indian National League</td>
<td>No. 7, Balwant rai Mehta lane, kasturba Gandhi marg cross, New Delhi – 110001</td>
<td></td>
</tr>
<tr>
<td>240</td>
<td>Indian Naitonal Party</td>
<td>Inida Cottage, Arun Estate, Mussurie – 248179 (Uttaranchal)</td>
<td></td>
</tr>
<tr>
<td>241</td>
<td>Indian People’s Congress</td>
<td>79, Lawyers chambers, supreme court, New Delhi – 110001</td>
<td></td>
</tr>
<tr>
<td>242</td>
<td>Indian Republican Front</td>
<td>290, Mutthigang, Allahabad (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>243</td>
<td>Indian Secular Congress</td>
<td>202, Pocket – B, SFS (DDA Flats ) sukhdev vihar</td>
<td></td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>244.</td>
<td>Indian Union Muslim League</td>
<td>18, Feroz shah road, New Delhi – 110001</td>
<td></td>
</tr>
<tr>
<td>245.</td>
<td>J&amp;K National Panthers Party</td>
<td>1 V.P. House, Rafi marg, New Delhi – 110001</td>
<td></td>
</tr>
<tr>
<td>249.</td>
<td>Jai Jawan Kisan Mazdoor Congress</td>
<td>WZ 553-A/3, Soni kunj, nangal raya, New Delhi – 110046</td>
<td></td>
</tr>
<tr>
<td>250.</td>
<td>Jai Telangana Party</td>
<td>H.NO. 34/9, SBH colony, Shrinagar, Hyderabad – 500073 (Andhra Pradesh)</td>
<td></td>
</tr>
<tr>
<td>251.</td>
<td>Jammu &amp; Kashmir Awami</td>
<td>Central Office, red cross road, national conference maisuma, srinagar – 190001 (J&amp; K)</td>
<td></td>
</tr>
<tr>
<td>254.</td>
<td>Jammu &amp; Kashmir Awami League</td>
<td>Central office, NO. 1, Durganag road, Adjacent burn hall school, Senawar, Srinagar – 190001 (Jammu &amp; Kashmir)</td>
<td></td>
</tr>
<tr>
<td>255.</td>
<td>Jammu &amp; Kashmir Peoples Front</td>
<td>168, Rawalpora Housing colony, Srinagar (Jammu &amp; Kashmir)</td>
<td></td>
</tr>
<tr>
<td>256.</td>
<td>Jan Chetna Party</td>
<td>Chamber NO. 465, Western Wing, Tis Hazari courts, delhi – 110054</td>
<td></td>
</tr>
<tr>
<td>257.</td>
<td>Jan Kranti Morcha</td>
<td>89- M Kidwai nagar, Kanpur (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>258.</td>
<td>Jan Samanta Party</td>
<td>B-125, Navjiwan camp. Tughlakabad extension New Delhi – 110019</td>
<td></td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>260.</td>
<td>Jana Priya</td>
<td>A/2, Kastel, 5, cornwell road, Bangalore – 560025 (Karnataka)</td>
<td></td>
</tr>
<tr>
<td>262.</td>
<td>Janata congress party of Bharat</td>
<td>A-15/2, vasant vihar, P.B. No. 8801, varsha New Delhi – 110057</td>
<td></td>
</tr>
<tr>
<td>263.</td>
<td>Janata party</td>
<td>A-77, Nizamuddin East, New Delhi</td>
<td></td>
</tr>
<tr>
<td>264.</td>
<td>Janata Vikas Party</td>
<td>Abashek bhawan, Udainagar colony, sagar road, vidisha (Madhya Pradesh)</td>
<td></td>
</tr>
<tr>
<td>265.</td>
<td>Janhit Morcha</td>
<td>Kothi No. 75, Sector – 17, panchkula – 134109</td>
<td></td>
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<tr>
<td>266.</td>
<td>Jansatta Party</td>
<td>6A, Prem vihar, Jansath road, Muzaffarnagar (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>267.</td>
<td>Jansevak Samaj party</td>
<td>159, Bodhashram, tapa road, mohalla – Kerala, ferozabad – 283202 (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>268.</td>
<td>Jawan Kisan Morcha</td>
<td>Nirmal palace, New colony, pakri, aara, Bihar – 801201</td>
<td></td>
</tr>
<tr>
<td>269.</td>
<td>Jharkhand ki Krantikari Party</td>
<td>Village &amp; post nawagarh District ranchi – 853103, Jharkhand,</td>
<td></td>
</tr>
<tr>
<td>270.</td>
<td>Jharkhand Mukti Morcha</td>
<td>Shukla colony, Post Hinoo, Ranchi (Ulgulan )Distt, Ranchi – 834002 (Bihar)</td>
<td></td>
</tr>
<tr>
<td>271.</td>
<td>Jharkhand Party</td>
<td>Main road, Ranchi (Bihar)</td>
<td></td>
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<tr>
<td>272.</td>
<td>Jharkand Party (Naren)</td>
<td>At Raghunathpur, P.O. Jhargram, District, Midnapur – 721507 (West Bengal)</td>
<td></td>
</tr>
<tr>
<td>273.</td>
<td>Jharkhand People’s Partyqq</td>
<td>P.O. Laubasa, Jamshedpur, p.s. gobind pur, Distt. Singhbhum (East Bihar)</td>
<td></td>
</tr>
<tr>
<td>275.</td>
<td>Jharkhand Vikas Dal</td>
<td>10, APN Bose compound, Ranchi – 843001 (Jharkhand)</td>
<td></td>
</tr>
<tr>
<td>276.</td>
<td>Kaivinayger Munnetra Kazhaam</td>
<td>Sri visweswara Bhavanam, 76, Millers road, kilpauk, Chennai – 600010 (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>277.</td>
<td>Kamarajar Adithanar Kazhakam</td>
<td>6-E, Sasthan Koil street, Pudhukudieruppu, Nagercoil – 629001, Tamil Nadu.</td>
<td></td>
</tr>
<tr>
<td>278.</td>
<td>Kamarajar Desseeya Congress</td>
<td>7 Velayudha raja street, Annamalaiupuram,</td>
<td></td>
</tr>
<tr>
<td>No.</td>
<td>Organization Name</td>
<td>Address</td>
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<tr>
<td>279</td>
<td>Kamjor Varg Sang, Bihar</td>
<td>Central office, post office building, lal Bahadur shastri nagar, Post office (Upper floor) Patna – 800023 (Bihar)</td>
<td></td>
</tr>
<tr>
<td>280</td>
<td>Kanchee Aringer Anna Dravida</td>
<td>No. 10A, Natham mettu st, Makkal Kazhagam Chengalpattu (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>281</td>
<td>Kannada Paksha</td>
<td>No. 259/1, 1&lt;sup&gt;st&lt;/sup&gt; floor, Ranghswamy Temple Street (Opp, to Jain temple) Bangalore – 560053</td>
<td></td>
</tr>
<tr>
<td>282</td>
<td>Kannada Chalavali Vatal Paksha</td>
<td>154, Rangswamy temple street, Bangalore 0 560053 (Karnataka)</td>
<td></td>
</tr>
<tr>
<td>283</td>
<td>Karnataka Rajya Ryota Sangha</td>
<td>2111,7’A’ Cross, III main, Vijayanagar, Ii stage, Bangalore 0 560040, (Karnataka)</td>
<td></td>
</tr>
<tr>
<td>284</td>
<td>Karnataka Kranti Dal</td>
<td>No. 240, 16&lt;sup&gt;th&lt;/sup&gt; main, 6&lt;sup&gt;th&lt;/sup&gt; cross, 1&lt;sup&gt;st&lt;/sup&gt; phase 2&lt;sup&gt;nd&lt;/sup&gt; stage BTM (EWS) layout, Bangalore – 560051 Karnataka.</td>
<td></td>
</tr>
<tr>
<td>285</td>
<td>Karnataka Thamizhar Munnetra Kazhagam</td>
<td>No. 6, IInd floor, chick bazaar road cross, Shivaji nagar, Bangalore – 560051 (Karnataka)</td>
<td></td>
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<tr>
<td>286</td>
<td>Karnataka vikas Party</td>
<td>36, 1&lt;sup&gt;st&lt;/sup&gt; floor, east park road, Kumara ark East, Bangalore – 560001 (Karnataka)</td>
<td></td>
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<tr>
<td>287</td>
<td>Kerala Congress (Jacob)</td>
<td>Wark Xiii, building 346, TB road, Kottayam (Kerala)</td>
<td></td>
</tr>
<tr>
<td>288</td>
<td>Kerala congress (B)</td>
<td>PT chacko Smarka, Mandiram, SS Kovil road Thampanoor, Thiruvanathapuram – 695001 (Kerala)</td>
<td></td>
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<tr>
<td>289</td>
<td>Kisan Kranti Dal</td>
<td>Nangla sukdev, Neemkhera – Jalesar Distt. Etah (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>290</td>
<td>Kisan Mazdoor Bahujan Party</td>
<td>J-1/2, Dali Bagh Colony, Lucknow (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>292</td>
<td>Kisan Vikas Party</td>
<td>Abaul Pura, Distt, Meerut (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>293</td>
<td>Kisan Vyawasayee, Mazdoor party</td>
<td>Prakash Bhavan, Narhi bazaar, Lucknow (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>294</td>
<td>Kongu Nadu Munnetra Kazhagam</td>
<td>320, best complex, kumaran raod tripura – 640604, (Tripura)</td>
<td></td>
</tr>
<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>295.</td>
<td>Kosal Party</td>
<td>G.M. College Road, Sambhalpur – 768004 (Orissa)</td>
<td></td>
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<tr>
<td>296.</td>
<td>Kranti Dal</td>
<td>132, Babuganj, Lucknow (U.P)</td>
<td></td>
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<tr>
<td>297.</td>
<td>Kranti parishad</td>
<td>House No. 2019, Mistrikhan road, Nahargarh road, Jaipur (Rajasthan)</td>
<td></td>
</tr>
<tr>
<td>298.</td>
<td>Krantikari berozgar Party</td>
<td>H.No. 86, Vinoba Ward, ward No. 6, Behind Jain Temple Govt. grls school road, sihora Distt. Jabalpur – 483225 (Madhya Pradesh)</td>
<td></td>
</tr>
<tr>
<td>299.</td>
<td>Krantikari manuwadi Morcha</td>
<td>F – 62, sector- 11, Noida – 201301 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>300.</td>
<td>Krintikari Samajwadi Party Lohia</td>
<td>18/22, taskhand marg, mool chand yadav chouraha, civil lines, Allahabad (U.P.)</td>
<td></td>
</tr>
<tr>
<td>301.</td>
<td>Krintikari Samyavadi party.</td>
<td>New family type quarter No. 1, raod No. 2 R – Block, Patna (Bihar)</td>
<td></td>
</tr>
<tr>
<td>302.</td>
<td>Kuki Naitonal assembly</td>
<td>Grace cottage, Paiteveng, Kwakelthel, P.O. Imphal, Pin 795001, (Manipur)</td>
<td></td>
</tr>
<tr>
<td>303.</td>
<td>Labour And Job Seeker’s party of India</td>
<td>66, royapetthah High road, Mylapore, Chennai – 600004 (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>304.</td>
<td>Labour Party of India</td>
<td>4, Ramachander lane, ram kishore (V.V. Prasad) road, civil lines, Delhi – 110054.</td>
<td></td>
</tr>
<tr>
<td>305.</td>
<td>Labour Vikas Party</td>
<td>1407, new preet nagar, tibba road Ludhiana (Punjab)</td>
<td></td>
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<tr>
<td>306.</td>
<td>Lairam people Party</td>
<td>Hqrs. Lawngtla, P.o. Lawngtla – 796891 (Mizoram)</td>
<td></td>
</tr>
<tr>
<td>308.</td>
<td>Life peaceful party</td>
<td>Sarvadharmar Bhawan, hindu – muslim viswa shanty ashrama and komusowharda vishwashanthi, sarvadharma ashrama trust, Rajanagara, Poona – Bangalore road, Tamkur – 572106 (Karnataka).</td>
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<tr>
<td>No.</td>
<td>Party Name</td>
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<tr>
<td>311.</td>
<td>Lok Hit Party</td>
<td>Basti Abdulapura, Ludhiana – 3 (Punjab)</td>
<td></td>
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<tr>
<td>313.</td>
<td>Lok Shakti</td>
<td>83, Lodhi Eastate, New Delhi – 110003.</td>
<td></td>
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<tr>
<td>314.</td>
<td>Lok vikas party</td>
<td>41, Vigyan vihar, New Delhi – 110092.</td>
<td></td>
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<tr>
<td>315.</td>
<td>Lok Priya Samaj party</td>
<td>4, Circular road, chankya puri, New Delhi – 110021.</td>
<td></td>
</tr>
<tr>
<td>316.</td>
<td>Loktrantrik Jan Samta party</td>
<td>C - 7/166, yamuna vihar Delhi – 110053.</td>
<td></td>
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<tr>
<td>318.</td>
<td>Loktranvik janata front</td>
<td>D-351/12, Laxmi nagar, Nelhi – 110092.</td>
<td></td>
</tr>
<tr>
<td>320.</td>
<td>M.G. R. Kazhagam</td>
<td>32, New tank street, Nungambakkan, Chennai – 500034 (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>321.</td>
<td>M.G.R. Mannetra Kazhagam</td>
<td>Konnoor High Road (Canal Area) Otteri, Chennai 600012 (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>322.</td>
<td>Madhya Pradesh Loktantrik Party</td>
<td>19 – Durga colony, Sanjivani Nagar, Gadda Jabalpur – 482003 (Madhya Pradesh)</td>
<td></td>
</tr>
<tr>
<td>323.</td>
<td>Mahabharath Mahajan Sabha</td>
<td>Plot No. 10, Vivekananda nagar, Inner ring road, Kolathur, Chennai - 600099 (Tamil nadu)</td>
<td></td>
</tr>
<tr>
<td>324.</td>
<td>Mahakaushal vikas party</td>
<td>‘Shanti Kutir’ 281, Sanjivani Nagar, Jabalpur (M.P.)</td>
<td></td>
</tr>
<tr>
<td>325.</td>
<td>Maharashtra Pradesh krantikari party.</td>
<td>At post – tal Koregaon, Koregaon, Distt. Satara (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>326.</td>
<td>Maharashtra Rajiv Congress</td>
<td>Dr. Babasaheb Ambedkar nagar, near bus stop, No. 379, P.L. lokhande marg, Chembur, Mumbai – 400089 (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>327.</td>
<td>Maharashtra secular front</td>
<td>Hill Viwe, 109, A/2, Vaishali nagar, (SVP Road), Dharkhadi, Dahisar (East) Mumbai-68, (Maharashtra)</td>
<td></td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address and Details</td>
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<td>329.</td>
<td>Mahashakti Inqualab Party</td>
<td>Tigri, Khushhalpur, Muradabad, Uttar Pradesh</td>
<td></td>
</tr>
<tr>
<td>331.</td>
<td>Majlis Bachao Tahreek</td>
<td>16-4-593/A Chenehalguda, Hyderabad - 500024. (Andhra Pradesh)</td>
<td></td>
</tr>
<tr>
<td>332.</td>
<td>Makkal Nalurimaik Kazhagam</td>
<td>629, Anna Salai, Chennai – 600006 (People’s Liberal Party) (Tamil Nadu)</td>
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<tr>
<td>333.</td>
<td>Makkal Sakthi Eyakkam</td>
<td>17-A, South avenue, Kamaraj nagar, Thiruvanmiyur, Chennai – 600041 (Tamil Nadu)</td>
<td></td>
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<tr>
<td>334.</td>
<td>Makkal Tamil desam</td>
<td>21, Krishnaswamy avenue, Luz Corner, Mylapore, Chennai – 600004, Tamil Nadu.</td>
<td></td>
</tr>
<tr>
<td>335.</td>
<td>Makkal Villipunarvu Eyakkam</td>
<td>Seeranampalayam, palakkarai – 6328057, Thudupathi (Via) perundurai taluk, Erode District, Tamil Nadu.</td>
<td></td>
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<tr>
<td>336.</td>
<td>Manav kalian sangh dal</td>
<td>Gadi Sthan – Mehtawa, Tahsil Astha, District Sehore (Madhya Pradesh)</td>
<td></td>
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<tr>
<td>339.</td>
<td>Manav Vikas Party</td>
<td>359/1, chiraj Delhi, New Delhi – 110017.</td>
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<td>340.</td>
<td>Manava party</td>
<td>G-23, Eureka Towers, Kittur, Cheenamma circle, Hubli – 580029 (Karnataka)</td>
<td></td>
</tr>
<tr>
<td>342.</td>
<td>Manipur People’s party</td>
<td>Qtr. No. 1, Type – IV, Babupara, (Democratic) Imphal – 795001 (Manipur)</td>
<td></td>
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<tr>
<td>343.</td>
<td>Manuvadi Party</td>
<td>201, Birhana pandeyganj, Subhash Margh, Lucknow – 226004, Uttar Pradesh</td>
<td></td>
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<tr>
<td>344.</td>
<td>Maraland Democratic Front</td>
<td>Saiha – 7960901, Chhintuipui District (Mizoram)</td>
<td></td>
</tr>
<tr>
<td>345.</td>
<td>Marumalarchi Thamizhakam</td>
<td>1/19, Onangudi (P.O.) Arimalam (Via)Pudukkottai District, Tamil Nadu.</td>
<td></td>
</tr>
<tr>
<td>346.</td>
<td>Marxist Communist party of India</td>
<td>Saidpur patna – 800004 (Bihar) (SS Srivastava)</td>
<td></td>
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<tr>
<td>No.</td>
<td>Organization</td>
<td>Address</td>
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<td>347.</td>
<td>Marxist co-ordination</td>
<td>115 MLA Flat, Bir chand patel path, patna – 800004 (Bihar)</td>
<td></td>
</tr>
<tr>
<td>348.</td>
<td>Marxist engelsist Leninist</td>
<td>No. 31 Rajaji street, Chengalpetta Proletariat Health commune -603001 (tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>349.</td>
<td>Matra bhoomi vikas party</td>
<td>c/o Shri kashi nath Tripathi, Aspathal road mau Chibee, Bandha – 210209 (Uttar pradesh)</td>
<td></td>
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<tr>
<td>350.</td>
<td>Ministerail Systtem Abolition Party</td>
<td>25, Burtolla street, Calcutta</td>
<td></td>
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<tr>
<td>351.</td>
<td>Momin Conference</td>
<td>47/26, Waris plaza, hussain ganj, vidhan sabha marg, Lucknow – 226001, Uttar pradesh</td>
<td></td>
</tr>
<tr>
<td>353.</td>
<td>Moovendar Munnetra Kazhagam</td>
<td>Lake Area, Melur road, Madhurai – 625107, (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>355.</td>
<td>Muslim Majlis Uttar Pradesh</td>
<td>Sultan Manzil, Takai peer jaleel, Lucknow (Uttar pradesh)</td>
<td></td>
</tr>
<tr>
<td>356.</td>
<td>Nag Vidarbha Andolan Samti</td>
<td>Pardesi Telepura, Bajeeriya, near Shukla lodge Nagpur – 440018 (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>357.</td>
<td>Naga National party</td>
<td>Hd. Qtrs, Aja daily office, church road, Dewla hland, imphal, Manipur</td>
<td></td>
</tr>
<tr>
<td>358.</td>
<td>Nagaland Democratic Party</td>
<td>H. No .65, Residency colony (PWD), near State stadium, Dimpur, Nagaland, pin – 797112.</td>
<td></td>
</tr>
<tr>
<td>359.</td>
<td>Nagaland people’s council</td>
<td>Burma camp, Dimapur – 797112 (Nagaland)</td>
<td></td>
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<tr>
<td>362.</td>
<td>National Democratic party</td>
<td>Central office – changanacherry -2, kottayam district (kerala)</td>
<td></td>
</tr>
<tr>
<td>364.</td>
<td>National Loktantrik Party</td>
<td>46, Gulista colony, Lucknow – 226001 (Uttar pradesh)</td>
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<td>No.</td>
<td>Party Name</td>
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<tr>
<td>366.</td>
<td>National Organisation Congress</td>
<td>No. 1 jeewvananadam, saila, K.K.Nagar, Chennai – 600078 (Tamil Nadu)</td>
<td></td>
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<tr>
<td>367.</td>
<td>National Party</td>
<td>Rudain Badayun 202524 (Uttar pradesh)</td>
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<tr>
<td>368.</td>
<td>National people’s party</td>
<td>C/o Uripok Naoremthong, Imphal – 795001 (Manipur)</td>
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</tr>
<tr>
<td>369.</td>
<td>National Republican Party</td>
<td>T-42/6, Old Barracks, Chamber Camp, Bombay – 400074 (Maharashtra)</td>
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</tr>
<tr>
<td>370.</td>
<td>National Students party</td>
<td>16/2, Karaneeshwarar Pagoda Street, Mylapore, Chennai – 600004 (Tamil Nadu)</td>
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</tr>
<tr>
<td>372.</td>
<td>Nationlist party of India</td>
<td>5A, Beli Road, Allahabad – 211002 (Uttar Pradesh)</td>
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</tr>
<tr>
<td>373.</td>
<td>Native people’s Party</td>
<td>H. O. Gote Nivas, tisgaon road, kalian (East) – 421306 (Maharashtra)</td>
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</tr>
<tr>
<td>374.</td>
<td>Nav Bharat Nirman party</td>
<td>5/1, Ashoka Chambers, Rajinder park, B-5, Pusa road, New Delhi – 110060.</td>
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<tr>
<td>375.</td>
<td>Nav bharat Nirman Party</td>
<td>C-6, Bhaskar Darshan, Arunoday, nagar, Mulund East, Mumbai – 400081 (Maharashtra)</td>
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<tr>
<td>376.</td>
<td>Nava Nirmana Nagarika Samithi</td>
<td>6/7/8 Shankarmutt road, Basavanagudi, Bangalore – 5600004 (Karnataka)</td>
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</tr>
<tr>
<td>377.</td>
<td>Nesavaalar Munnetrak Kattchi</td>
<td>No. 6, Ganga nagar, Kodambakkam, Chennai – 600024 (Tamil Nadu)</td>
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<tr>
<td>378.</td>
<td>Netaji Subhas Party</td>
<td>Shajanwa Distt, Gorakhpur (Uttar pradesh)</td>
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<tr>
<td>380.</td>
<td>New India party</td>
<td>H. No. 20-3-314, vidyanagar godavarikhan, 505209, distt, karimnagar (Andhra pradesh)</td>
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<tr>
<td>381.</td>
<td>Nidaya malik (N) Party</td>
<td>242, civil lines, Gaunda, distt. Gaunda – 271001 (Uttar pradesh)</td>
<td></td>
</tr>
<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>382</td>
<td>Niswarth sewa Party</td>
<td>Ved Ayurvedic store, near bus stand, Mahendragarh, Haryana</td>
<td></td>
</tr>
<tr>
<td>383</td>
<td>NTR Telugu Desam Party</td>
<td>Road No. 13, Rajra Hills, Hyderabad (Lakshmi parvathi) 500034 (Andhra pradesh)</td>
<td></td>
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<tr>
<td>384</td>
<td>Nyaynishth Prajantra</td>
<td>Central Head quarter and PO Dewar (Gopeshwar) – 246401, District Chamoli, Uttarnachal.</td>
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<tr>
<td>385</td>
<td>Orissa Communist Party</td>
<td>MLA colony, Unit – 4, Bhubaneswar, (Orissa)</td>
<td></td>
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<tr>
<td>386</td>
<td>Orissa congress</td>
<td>Q. No. D.S. 1/19, MLA colony, Unit – 4 Bhubaneshwar – 750001, Orissa</td>
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<td>387</td>
<td>Orissa Gana Parishad</td>
<td>A/52, Kharvela Nagar, Unit III, Bhubaneshwar – 751001</td>
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<tr>
<td>388</td>
<td>Orissa Socialist Party</td>
<td>Municipal compound, choudhury bazaar, Cuttak – 753009 (Orissa)</td>
<td></td>
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<tr>
<td>389</td>
<td>Panchal Morcha</td>
<td>137/B-1, Gautam nagar, New Delhi – 110049</td>
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<tr>
<td>391</td>
<td>Parivartan Samaj Party</td>
<td>Loha Mandi, Near Jain mandir, Gwalior, Madhya Pradesh</td>
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<tr>
<td>392</td>
<td>Party of Democratic Socialism</td>
<td>183, Jodhpur park, Kolkata – 700068, West Bengal.</td>
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<tr>
<td>393</td>
<td>Parvatiya punrutthaan parishad</td>
<td>64, 1st floor, Adhchini, Shri aurobindo marg, New Delhi – 110016.</td>
<td></td>
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<tr>
<td>394</td>
<td>Paschim Banga Rajya Muslim League</td>
<td>129, collin street, Calcutta – 700016 (West Bengal)</td>
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<tr>
<td>395</td>
<td>Paschimbanga Ganatantrik Mancha</td>
<td>Flat No. 56, Block H, CIT building Christopher Road, Kolkata 700014 (West Bengal)</td>
<td></td>
</tr>
<tr>
<td>396</td>
<td>Paschimi Uttar Pradesh Swarja Party</td>
<td>Sardhana road, Kankan Khara, Meerut (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>397</td>
<td>Pavitra Hindustan kaazhagam</td>
<td>11, Harish Chandra Mathur Lne, New Delhi – 110001.</td>
<td></td>
</tr>
<tr>
<td>398</td>
<td>Peasants and workers party of India</td>
<td>Hari kharude niwas, Mahatma phule road, Naigaon, Dadar, Bombay (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>399</td>
<td>People’s Democratic Front</td>
<td>H.Q. Guwahati niwas, Mahatma phule road,</td>
<td></td>
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<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
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<tr>
<td>400.</td>
<td>People’s Justice Party</td>
<td>‘KAAR ARUL’, A – 87, kandasamy salai 8th street, periyar nagar, Chennai – 600028 (Tamil Nadu)</td>
<td></td>
</tr>
<tr>
<td>401.</td>
<td>People’s party of Arunachal</td>
<td>P.O. nahar lagun – 791110 (Arunchal Pradesh)</td>
<td></td>
</tr>
<tr>
<td>402.</td>
<td>People’s Democratic league of India</td>
<td>Building No. 25, flat No. 8, Chitnavisnagar layout, byramji town, ear mental hospital, nagpur- 13 (Maharashtra)</td>
<td></td>
</tr>
<tr>
<td>403.</td>
<td>Peoples Republican Party</td>
<td>MASS Building ernakulam north, p.o. Cochin -18 (Kerala)</td>
<td></td>
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<tr>
<td>404.</td>
<td>Peoples Republican Party</td>
<td>Saptahik jaibheem, opp. Anand Talkies, sitabuldi, Nagpur – 440012 (Maharashtra)</td>
<td></td>
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<tr>
<td>406.</td>
<td>Pichra samaj party</td>
<td>Mohalla bazaar sarafa, Nagina District Bijnor, Uttar Pradesh.</td>
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<tr>
<td>408.</td>
<td>Political Party of National</td>
<td>C-546, defence colony, new Delhi – Management service – 110024.</td>
<td></td>
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<tr>
<td>409.</td>
<td>Pondicherry manila Makkal munnani</td>
<td>17 kamran street, kamarajar nagar Pondicherry – 605001.</td>
<td></td>
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<tr>
<td>411.</td>
<td>Pragatisheel Party</td>
<td>111, bdshah nagar, Lucknow – 226007 (Uttar pradesh)</td>
<td></td>
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<tr>
<td>412.</td>
<td>Praja party</td>
<td>3-5-898/1, Himayatnagar, Hyderabad – 500029 (Andhra pradesh)</td>
<td></td>
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<td>413.</td>
<td>PRISM</td>
<td>Top floor, 4, CHHA – 30, Vigyan nagar, Kota – 324005 (Rajasthan)</td>
<td></td>
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<tr>
<td>414.</td>
<td>Progressive Hul Jharkhand</td>
<td>Gidhanipahari, Dumka – 814101 party (Shibu Group) (Jharkhand)</td>
<td></td>
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<tr>
<td>No.</td>
<td>Name</td>
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<td>416.</td>
<td>Punjab People’s party</td>
<td>14, sector 28, Arun Vihar, Noida – 201303 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>417.</td>
<td>Punjab Janata morcha</td>
<td>Panj Pir, Jalandhar City – 144001 (Punjab)</td>
<td></td>
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<td>418.</td>
<td>Punjab Pradesh Vikas Party</td>
<td>H.Q. HIG -970, PHB colony, Urban estate, focal point Ludhiana (Punjab)</td>
<td></td>
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<td>420.</td>
<td>Puratchi Bharatham</td>
<td>No. 54, National Highways, Poonamalla, Chennai – 56, Tamil Nadu</td>
<td></td>
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<tr>
<td>421.</td>
<td>Purvanchal Vikas Party</td>
<td>L -131, Street No. 5, Mhipal Pur Extn, New Delhi, 110037.</td>
<td></td>
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<tr>
<td>422.</td>
<td>Puthiya Needhi Katchi</td>
<td>6, north boag road, T.Nagar, Chennai – 600002 (Tamil Nadu)</td>
<td></td>
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<tr>
<td>423.</td>
<td>Puthiya Tamilagam</td>
<td>132, New MLAs hostel, Govt. estate, Chennai – 600002.</td>
<td></td>
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<tr>
<td>424.</td>
<td>Pyramid party of India</td>
<td>2-1-83, Kota Street, Tirupati 517501, (Andhra Pradesh)</td>
<td></td>
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<tr>
<td>425.</td>
<td>Quami Party</td>
<td>930, street no. 30/7 Jafrahd, Delhi – 110053.</td>
<td></td>
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<tr>
<td>426.</td>
<td>Quami Janata Dal</td>
<td>9-B, Triloknath road, Lal Bagh, Lucknow (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>427.</td>
<td>Rajasthan Veer Sena</td>
<td>1-8-17 (SFS) , Dr. Sheela Chowdhary road, Talwandi, kota- 324005 (rajanasth)</td>
<td></td>
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<tr>
<td>428.</td>
<td>Rajasthan Vikas Party</td>
<td>43, Chand Bihari nagar, Khatipura road, Jaipur – 302012 (Rajasthan)</td>
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<tr>
<td>429.</td>
<td>Ramrajya Marg</td>
<td>No. 17, venus colony, second street alwarpet, Chennai – 600018 (Tamil Nadu)</td>
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<tr>
<td>432.</td>
<td>Rashtriya Samajwadi party</td>
<td>B-248, Mohan Nagar, Thatipur, Morar, Pragatisheal Gwalior (Madhya Pradesh)</td>
<td></td>
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<tr>
<td>No.</td>
<td>Name of Party</td>
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<td>434.</td>
<td>Rashtriya Alpsankhyak Dalit party</td>
<td>91, safdar manzil, Mughal pura, Faizabad – 224001 (U.P.)</td>
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<td>435.</td>
<td>Rashtriya Bahujan Ekta party</td>
<td>Alok Nagar, Air Force Bareilly -243122 (Uttar Pradesh)</td>
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<td>436.</td>
<td>Rashtriya Bhrasthachar Virodhi Morcha</td>
<td>Central office, Shivaji Nagar, Abu parbat – 307501, Distt, Sirohi (Rajasthan)</td>
<td></td>
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<td>440.</td>
<td>Rashtriya Dharmanirpeksha Nava Bharat Party</td>
<td>108, Shankar shah nagar, Jabalpur (Madhya Pradesh)</td>
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<tr>
<td>441.</td>
<td>Rashtriya Gramin Party</td>
<td>Village chakershanpur (Kemrala ), P.O. Ghori Bachera (Dadri), district Gautam Budh Nagar, Uttar Pradesh.</td>
<td></td>
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<tr>
<td>442.</td>
<td>Rashtriya hith congress</td>
<td>712, G-Block Military Road, Karol Bagh, New Delhi – 110005.</td>
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<tr>
<td>444.</td>
<td>Rashtriya Jan Sangam</td>
<td>Sharma Kunj, Shivpuri, Bulandhahr (Uttar Pradesh)</td>
<td></td>
</tr>
<tr>
<td>445.</td>
<td>Rastriya janandolan paksha</td>
<td>Powrabhavan, NO. 567 (38), 60 Gt, road, Gokula Mathikere layout, Bangalore – 560054 (Karnataka)</td>
<td></td>
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<tr>
<td>447.</td>
<td>Rashtriya Jansevak parishad</td>
<td>Devkanya sadan, near water tank, Tripolia road, Uttar pradesh.</td>
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<td>448.</td>
<td>Rashtriya Janta Congress</td>
<td>A-4, Swaran singh road, Adarsh nagar, New Delhi - 110033</td>
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<td>450.</td>
<td>Rashtriya Komi Ekta Party</td>
<td>Limda lane, Makrani pada, Jamnagar – 361001 (Gujrat)</td>
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<td>451.</td>
<td>Rashtriya Kranti Party</td>
<td>2, mall avenue, Lucknow (Uttar Pradesh)</td>
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<td>No.</td>
<td>Party Name</td>
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<td>452</td>
<td>Rashtriya Krantikari Dal</td>
<td>Gopal nagar, Main surakhpur road, Najafgarh, New Delhi – 110043.</td>
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<td>453</td>
<td>Rashtriya Lok Dal</td>
<td>15, Windsor Place, New Delhi – 110001.</td>
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<td>455</td>
<td>Rashtriya Mazdooe Ekta party</td>
<td>Block –B, Sant Nagar, Gali No. 57, Burari road, Delhi – 110009.</td>
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<td>456</td>
<td>Rashtriya Nayay Party</td>
<td>College road dehari, Tehsil Nurpur, Distt. Kangara, pin code – 176022 (Himachal Pradesh)</td>
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<td>457</td>
<td>Rashtriya Parivartan Dal</td>
<td>Jan BSPA house, 4/93, Vishal khand, Gomti nagar, Lucknow, Uttar Pradesh</td>
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<tr>
<td>458</td>
<td>Rashtriya party</td>
<td>Gaya Prasad Dharmashala complex, charbagh sabzi mandi, Lucknow (Uttar Pradesh)</td>
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<td>459</td>
<td>Rashtriya Praja congress (Secular)</td>
<td>12-11-113, AB, Nageswara rao street, Arya Puram, Rajamundry, Andhra Pradesh</td>
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<td>460</td>
<td>Rashtriya rajdhani Congress</td>
<td>8, Nath Market, Nai Sarak, Delhi – 110006.</td>
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<td>461</td>
<td>Rashtriya Raksha Dal</td>
<td>C/o Hotel Pankaj, Sector – 22A, Chandigarh.</td>
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<td>462</td>
<td>Rashtriya SAmaj Sevak Dal</td>
<td>Bheera khiri, janpad-khiri – 262901 (U.P.)</td>
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<td>463</td>
<td>Rashtriya Samaj Sudhar Party</td>
<td>Village Thantri, post Ghodi, distt. Faridabad, (Haryana)</td>
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<td>464</td>
<td>Rashtriya Samajwadi congress</td>
<td>H. NO. J-12/57-A, Dhoopchandi, (Labour colony) Varanasi (U.P.)</td>
<td></td>
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<td>465</td>
<td>Rashtriya sawarn dal</td>
<td>Dobey ka parav, Aligarh – 202001 (Uttar Pradesh)</td>
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<tr>
<td>466</td>
<td>Rashtriya surajya parishad</td>
<td>Mrudul tower, ground floor, Kailash society, H.K.House lane, Ashram road, Ahmedabad – 380009 (Gujarat)</td>
<td></td>
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<tr>
<td>467</td>
<td>Rashtriya Swajan Party</td>
<td>Ghaghra Ghat road, near malaria office, Mahendru Patna – 800006 (Bihar)</td>
<td></td>
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<td>468</td>
<td>Rashtriya Unnatisheel Dal</td>
<td>F.167, chand Bagh, P.O. Kulpur, Delhi – 110094.</td>
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<td>469</td>
<td>Rashtriya Valmik mazdoor morcha</td>
<td>Indira colony, Mount Abu, distt. Sirohi – 307501 (Rajasthan)</td>
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<td>470</td>
<td>Rashtriya yuva Lokantrik Party</td>
<td>Chamber No. 461, New chamber complex, Patiala, Patiala house courts, New Delhi – 110001.</td>
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<td>No.</td>
<td>Party Name</td>
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<tr>
<td>471.</td>
<td>Republican Janata Party</td>
<td>D-29, Gandhi vihar, DDA colony, Mukherjee nagar, Delhi – 110009.</td>
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<tr>
<td>472.</td>
<td>Republican Party of India.</td>
<td>ENSA Hutment, I-Block, Mahapalika marg, Azad Maidan, Mumbai – 400001</td>
<td></td>
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<tr>
<td></td>
<td>(Democratic)</td>
<td>(Maharashtra)</td>
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<tr>
<td>473.</td>
<td>Republican party of India (Democratic)</td>
<td>Satpuda, Malabar Hill, Bombay (Maharashtra)</td>
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<tr>
<td>474.</td>
<td>Republican party of India (Kamble)</td>
<td>11/174, Adarsh nagar, Prabhadevi, Bombay – 400025 (Maharashtra)</td>
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<tr>
<td>475.</td>
<td>Republican Party of India (Sivraj)</td>
<td>10, solai street, Ayanavaram, Chennai – 600023 (Tamil Nadu)</td>
<td></td>
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<tr>
<td>476.</td>
<td>Republican party of India (A)</td>
<td>17/69, Thansingh nagar, Anand parbat, New Rohtak road New Delhi – 110005.</td>
<td></td>
</tr>
<tr>
<td>477.</td>
<td>Republican party of India (Khoobragade)</td>
<td>Gita Villa, East Marredpally, secunderbad, (Andhra pradesh)</td>
<td></td>
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<tr>
<td>478.</td>
<td>Republican Presidium Party of India</td>
<td>Uruli – Kanchan, Pune – 412202 (Maharashtra)</td>
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<tr>
<td>479.</td>
<td>Revolutionary Communist Party of India (Rasik Bhatt)</td>
<td>84-Ashutosh muherjee road, Calcutta – 700025 (West Bengal)</td>
<td></td>
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<tr>
<td>480.</td>
<td>Revolutionary socialist party of Kerala (Bolshevik)</td>
<td>T.C. 25/507, UTUC buildings, Thampanoor, Thiruvananthapuram – 695001</td>
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<td>(Kerala)</td>
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<td>481.</td>
<td>Sabjan Party</td>
<td>C -1/50, yamuna Vihar, Delhi – 110053.</td>
<td></td>
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<tr>
<td>482.</td>
<td>Sabka dal Bharatiya Samajwadi Congress</td>
<td>N – 14/169, Sarainandan (Khojva) Varanasi – 221010 (Uttar Pradesh)</td>
<td></td>
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<tr>
<td>483.</td>
<td>Sachet Bharat Party</td>
<td>13/A/5, Shivaji Nagar, No. 1 govindi Mumbai – 43 (Maharashtra)</td>
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<td>484.</td>
<td>Sadbhawana Party</td>
<td>Room No. 14, 1st floor, Lucknow hotel Shri Ram road choraha, Aminadab,</td>
<td></td>
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<td></td>
<td></td>
<td>Lucknow – 226018 (Uttar Pradesh)</td>
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<td>485.</td>
<td>Sahi party</td>
<td>15, Nasiruddin Lane, Pahari Tola, Ranchi – 834001 (Bihar)</td>
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</tr>
<tr>
<td>486.</td>
<td>Samajik Ekta party</td>
<td>22, housing board colony Sonip[at – 131001 (Haryana)</td>
<td></td>
</tr>
</tbody>
</table>
| 487. | Samajik Janatantrik party                               | Mukam Raja Market, Cinema road, Gopalganj nagar Palika Post, Gopalganj 841428, Distt
<table>
<thead>
<tr>
<th>No.</th>
<th>Party Name</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>488.</td>
<td>Samajik Nyaya Party</td>
<td>M – 22, Mahavir park, Marris road, Aligarh – 202001 (Uttar Pradesh)</td>
</tr>
<tr>
<td>489.</td>
<td>Samajwadi dal</td>
<td>Vishwambika Bhavan, Ashapura, Naya Shaher Bikaner (Rajasthan)</td>
</tr>
<tr>
<td>490.</td>
<td>Samajwadi Jan parishad</td>
<td>Jai Malha Prasad, Reti Bunder road, Mahagiri Thane (W) – 400601 (Maharashtra)</td>
</tr>
<tr>
<td>492.</td>
<td>Samajwadi Janata Party (Maharashtra)</td>
<td>Barrack no. 4, behind yashodhan dinsha wacha road church gate, Mumbai – 400020 (Maharashtra)</td>
</tr>
<tr>
<td>494.</td>
<td>Sanatan samaj party</td>
<td>Ramanand nagar, Begumpura, Ayodhya, Faizabad (Uttar Pradesh)</td>
</tr>
<tr>
<td>495.</td>
<td>Sanyukt Dastkar Party</td>
<td>P-205, Basti khawaja meer dard, Barron road, New Delhi – 110002.</td>
</tr>
<tr>
<td>496.</td>
<td>Sarb Hind Shiromani Akali dal</td>
<td>103, New officers colony, Patiala, Punjab.</td>
</tr>
<tr>
<td>498.</td>
<td>Savadharam Party</td>
<td>C-44, Padmanabh nagar, Bhopal –(Madhya Pradesh) 462023 (Madhya Pradesh)</td>
</tr>
<tr>
<td>499.</td>
<td>Sarvahara samaj Party</td>
<td>68-A Block, Darulshafa, Lucknow (Uttar Pradesh)</td>
</tr>
<tr>
<td>500.</td>
<td>Sarvahara Dal</td>
<td>Kewala fariyatta, via Gidhour, Disttt. Jamui (Bihar)</td>
</tr>
<tr>
<td>501.</td>
<td>Sarvodaya party of Rajasthan</td>
<td>P3, University campus, University Jaipur – 302004 (rajasthan)</td>
</tr>
<tr>
<td>502.</td>
<td>Satya marg Party</td>
<td>147, Dhimanpura, Shamli – 247776, Muzaffarnagar (Uttar pradesh)</td>
</tr>
<tr>
<td>503.</td>
<td>Satya mave Party</td>
<td>548, Ramdass pate, Nagpur -10(Maharashtra)</td>
</tr>
<tr>
<td>504.</td>
<td>Satyayug Party</td>
<td>Flat No. 203, Bldg. No. 6-4-323/A Vivek Vanishi Residency, Mekala Mandi road, bholakpur, Secunderabad - -500080 (Andhra Pradesh)</td>
</tr>
</tbody>
</table>
505. Savarn party of India | East of Stadium, Nand Hardwar sirmor road, Rewa – 486001 (M.P)

506. Secular Party of India | House No. 122-A, Ramvihar, old Janipur, Jammu – 180007 (J & K)


509. Shikshit Berozgar sena | Kammu katra sadarganj, shabnam tailor maryuhun, Jaunpur, Uttar pradesh.

510. Shiromani Youth Akali Dal (Kahlon) | 5/5051, shakti Nagar, khandwalla, Chaharta, Amritsar (Punjab)

511. Shoshit Samaj Dal | Center office, dakshini mandireee, patna – 800001 (Bihar)


513. Sikkim Janashakti party | Ranipool marchak, chakung house, P.O. Ranipool, Gangtok (Sikkim)

514. Sikkim Naional Liberation Front | 31-A, National highway, P.O. Gangtok, (Sikkim)

515. Sinh Jan seva Party | Near public library, Veraval – 362265 (Gujarat)


517. Social Action Party | Mylackal house, Ranny, pathanamttita Distt. Pin – 689072 (Kerala)

518. Social justice party | No. 73, Ellaiaman colony, Teynampet, Chennai – 600086 (tamil Nadu)


520. Socialist Republican Party | State committee office, Tutor’s Lane, Statue, Trivandrum – 695001 (Kerala)


522. Tamil Desiyak Katchi | 80-A, Chamundi Shopping Complex, Salem-6360007 (tamil nadu)

523. Tamil Nadu Desseeya Grameeya | 5/58, Maniam building, Theethipalayam Post,
<table>
<thead>
<tr>
<th>No.</th>
<th>Party Name</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>524.</td>
<td>Thozhilalar Congress</td>
<td>Coimbatore – 641010 (tamil Nadu)</td>
</tr>
<tr>
<td>525.</td>
<td>Tamil Nadu makkal Congress</td>
<td>310 – V Block Boopathy Nagar, Chennai – 600024 (Tamil Nadu)</td>
</tr>
<tr>
<td>526.</td>
<td>Tamil Nadu Peasants &amp; workders Parts</td>
<td>No. 1, Jayammal road, Teynampet, Chennai – 600018 (Tamil Nadu)</td>
</tr>
<tr>
<td>527.</td>
<td>Tamil Nadu people’s Party</td>
<td>16/2 K.P. Street Mylapore, Chennai – 60004 (Tamil Nadu)</td>
</tr>
<tr>
<td>528.</td>
<td>Tamilaga Makkal munnetra kazhagam</td>
<td>563, Shanti colony, NKB Nagar, Palayamkottai, Toirunelveli, Tamil Nadu</td>
</tr>
<tr>
<td>529.</td>
<td>Tamilaga Desiya Iyyakkam</td>
<td>9, Sundareshwarar street, Mylapore, Chennai – 600004 (Tamil Nadu)</td>
</tr>
<tr>
<td>530.</td>
<td>Tamil Kazhagam</td>
<td>180, Longl road, Shevapet, Salem – 636002 (Tamil Nadu)</td>
</tr>
<tr>
<td>531.</td>
<td>Tamilzhaga Munnetra Munnani</td>
<td>No. 152 A, North Usman road, T. Nagar, Chennai – 600017 (Tamil Nadu)</td>
</tr>
<tr>
<td>532.</td>
<td>Tamizhaga Rajiv Congress</td>
<td>6-II, main road raja annamaipuram, Chennai – 60028 (Tamil Nadu)</td>
</tr>
<tr>
<td>533.</td>
<td>Tamizhar Party</td>
<td>8/43, MTC road, Mattur Dam, 1, Salem Distt, Chennai – 600017 (Tamil Nadu)</td>
</tr>
<tr>
<td>534.</td>
<td>Tarai Kranti Dal</td>
<td>21/2, INdira Nagar, Lucknow (Uttar Pradesh)</td>
</tr>
<tr>
<td>537.</td>
<td>Thaayaga Makkal Katchi</td>
<td>7, YVD Complex, Chathiram bus stand, Truchirappalli – 620002, Tamil Nadu</td>
</tr>
<tr>
<td>538.</td>
<td>Thamilar Bhoomi</td>
<td>5, Dr, Sir C. V. Raman, 1st street, kumaran nagar, Tricherapalli – 620017, (tamil nadu)</td>
</tr>
<tr>
<td>539.</td>
<td>Tharasu Makkal Mandram</td>
<td>14-Sait colony, first street egmore – 600008 (Tamil Nadu)</td>
</tr>
<tr>
<td>540.</td>
<td>The Great India Revolutioners</td>
<td>4/55, Roop nagar, Delhi – 110007.</td>
</tr>
<tr>
<td>541.</td>
<td>The Humanist party of India</td>
<td>34, Lavina, 52A, Tagore Road Santa cruz (West)</td>
</tr>
<tr>
<td>No.</td>
<td>Party Name</td>
<td>Address</td>
</tr>
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<td>-----</td>
<td>---------------------------------------------------------------------------</td>
<td>--------------------------------------------------------------------------------------------</td>
</tr>
<tr>
<td>541</td>
<td>The Religion of Man Revolving Political Party of India</td>
<td>Kabitirtha, Kabitanagar, P.O. Bongaon, distt. 24-parganas (north) 743235 (West Bengal)</td>
</tr>
<tr>
<td>542</td>
<td>Thunder Congress</td>
<td>40 – Venkatanarayana road, Thiyagarayanagar, Chennai – 600017, Tamil Nadu.</td>
</tr>
<tr>
<td>543</td>
<td>Tribal people party</td>
<td>170, Lingi chatty street, Chennai – 600001 (tamil nadu)</td>
</tr>
<tr>
<td>544</td>
<td>Trilok shakti congress bharat</td>
<td>49-D, Triveni Nagar, Naini, Udyog nagar, Allahabad, Uttar pradesh.</td>
</tr>
<tr>
<td>545</td>
<td>United bodo Nationalist Liberation Front</td>
<td>C/o Derori Bora, Rambhapuri, Kahilipara, Guwahati (Assam)</td>
</tr>
<tr>
<td>546</td>
<td>United Citizen party</td>
<td>D-29, Kondi, Delhi – 110096.</td>
</tr>
<tr>
<td>547</td>
<td>United communist party of India</td>
<td>No. 2 fiftieth street, Ashoknagar, Chennai – 600083 (Tamil Nadu)</td>
</tr>
<tr>
<td>548</td>
<td>United India Peoples Party</td>
<td>Manjamattam, Moozhoor P.O. Kottayam Distt. (Kerala)</td>
</tr>
<tr>
<td>549</td>
<td>United Inida democratic council</td>
<td>No. 1205, II-stage, Rajaji nagar, Bangalore – 560010 (Karnataka)</td>
</tr>
<tr>
<td>550</td>
<td>United Monorities Front, Assam</td>
<td>Ulubari, Guwahati – 781007 (Assam)</td>
</tr>
<tr>
<td>551</td>
<td>United peoples party of Assam</td>
<td>SS Raod, Lakhtokai, Guwahati – 781001, Assam.</td>
</tr>
<tr>
<td>552</td>
<td>United Reservation Movement council of Assam</td>
<td>Post Box no. 2, p.o. Rehabari, Guwahati – 781008 (Assam)</td>
</tr>
<tr>
<td>553</td>
<td>United tribal nationalists liberation Front</td>
<td>Deulguri, Harisingh Darrong – 784510 (Assam)</td>
</tr>
<tr>
<td>554</td>
<td>Uttar pradesh Jan Manas Party</td>
<td>A-1445/6, Indira Nagar, Lucknow – 226016 (Uttar Pradesh)</td>
</tr>
<tr>
<td>555</td>
<td>Uttar pradesh Republican Party</td>
<td>552/2, Rajendra Nagar, 2nd street, Lucknow – 226004 (U.P)</td>
</tr>
<tr>
<td>556</td>
<td>Uttarakhand Kranti Dal</td>
<td>Central office, panchakuti, malital nainital, uttaranchal.</td>
</tr>
<tr>
<td>557</td>
<td>Uttarkhand Sanskriti parishad</td>
<td>C-355, Vinod Nagar (West), Delhi – 110092.</td>
</tr>
<tr>
<td>558</td>
<td>Uttarakhand janwadi party</td>
<td>53, K, Rajpur road, Dehradun Uttarakhand.</td>
</tr>
<tr>
<td></td>
<td>Party Name</td>
<td>Address</td>
</tr>
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<td>---</td>
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<td>--------------------------------------------------------------------------</td>
</tr>
<tr>
<td>559</td>
<td>Uzaippalar Katchi</td>
<td>70-D, Palanisamy street, Vaniyambadi Raod, Tirupattur – 635601, Vellore Distt. Tamil Nadu.</td>
</tr>
<tr>
<td>561</td>
<td>Vidharabha rajya mukti morcha</td>
<td>A Type, Sukhkarta Apartment, balraj marg, Dhantali, Nagpur – 440012 (Maharashtra)</td>
</tr>
<tr>
<td>562</td>
<td>Vijeta Party</td>
<td>501, Abhishek plaza, exhibition road, Patna – 800001 (Bihar)</td>
</tr>
<tr>
<td>563</td>
<td>Vikas party</td>
<td>Satyagarh marg, Darul Safa compound, Lucknow (Uttar pradesh)</td>
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<tr>
<td>564</td>
<td>Vikaswadi communism party</td>
<td>Makhdumpur Road, Mawana Kalan 250401, distt, Meerut (U.P.)</td>
</tr>
<tr>
<td>565</td>
<td>Viswa maya political party</td>
<td>6D-6-18 (House NO.) near markandeswara swamy temple, southern street, eluru – 534001, west godavari district, Andhra Pradesh.</td>
</tr>
<tr>
<td>566</td>
<td>Vivasayi anbhu katchi</td>
<td>No. 14, Raghava Nattan Street, Uthiramerur – 603406 Tamil nadu.</td>
</tr>
<tr>
<td>567</td>
<td>West Bengal socialist Party</td>
<td>42, Indian Mirror Street, Calcutta, west Bengal.</td>
</tr>
<tr>
<td>568</td>
<td>Youth brigade</td>
<td>Village kakgachi, P.o. bhandherali, district hooghly, west Bengal.</td>
</tr>
<tr>
<td>569</td>
<td>Yuva Gantantra party</td>
<td>Sardar patel Nagar, Jamnipali – Korba, district Bilaspur, Chhattisgarh.</td>
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<tr>
<td></td>
<td>TABLE IV.</td>
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<tr>
<td></td>
<td>(LIST OF FREE SYMBOLS)</td>
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<tr>
<td>1.</td>
<td>Aeroplane</td>
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<td>2.</td>
<td>almirah</td>
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<td>3.</td>
<td>Axe</td>
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<td>4.</td>
<td>Balloon</td>
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<td>Banana</td>
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<td>6.</td>
<td>Bangales</td>
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<td>7.</td>
<td>Basket</td>
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<td>8.</td>
<td>Bat</td>
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<td>9.</td>
<td>Batsman</td>
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<td>10.</td>
<td>Battery Torch</td>
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<td>11.</td>
<td>Bead Necklace</td>
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<td>12.</td>
<td>Black Board</td>
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<td>13.</td>
<td>Book</td>
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<td>14.</td>
<td>Bread</td>
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<td>15.</td>
<td>Brick</td>
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<td>16.</td>
<td>Bridge</td>
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<td>17.</td>
<td>brief case</td>
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<td>18.</td>
<td>Brinjal</td>
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<td>19.</td>
<td>Brush</td>
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<td>20.</td>
<td>Bungalow</td>
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<tr>
<td>21.</td>
<td>Cake</td>
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<td>22.</td>
<td>Camera</td>
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<td>23.</td>
<td>Candles</td>
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<td>24.</td>
<td>Car</td>
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<td>25.</td>
<td>Carrom Board</td>
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<td>26.</td>
<td>Carrot</td>
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<td>27.</td>
<td>Ceilling Fan</td>
<td></td>
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<td>28.</td>
<td>Chair</td>
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<td>29.</td>
<td>Coat</td>
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<td>30.</td>
<td>Coconut</td>
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<td>31.</td>
<td>Comb</td>
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<td>32.</td>
<td>Cot</td>
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<td>33.</td>
<td>Cup &amp; Saucer</td>
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<tr>
<td>34.</td>
<td>Dao</td>
<td></td>
</tr>
<tr>
<td>35.</td>
<td>Diesel Pump</td>
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<tr>
<td>36.</td>
<td>Doplli</td>
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<tr>
<td>37.</td>
<td>Electric Pole</td>
<td></td>
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<tr>
<td>38.</td>
<td>Envelope</td>
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<td>39.</td>
<td>Fork</td>
<td></td>
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<td>40.</td>
<td>Frock</td>
<td></td>
</tr>
<tr>
<td>41.</td>
<td>Frying pan</td>
<td></td>
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</tbody>
</table>
42. Gas Cylinder
43. gas stove
44. Glass tumbler
45. Hand pump
46. Hanger
47. Harmonium
48. Hat
49. Ice cream
50. Ink pot and pen
51. Iron
52. Jug
53. Kettle
54. Kite
55. Lady purse
56. letter box
57. lock and key
58. maize
59. nagara (in all staes and union territories except in the north eastern states of Arunanchal Pradesh, Assam, Manipur, Meghalaya, Mizoram, Nagaland and Tripura)
60. Neck tie
61. pressure cooker
62. Railway Engine
63. Ring
64. road roller
65. Saw
66. Scissors
67. Sewing machine
68. Shuttle
69. Stte
70. spoon
71. stool
72. Table
73. Table lamp
74. Television
75. Tent
76. Toffee
77. Violin
78. Waling Stick
79. Whistle
80. wool.

By order.

Ghan Shyam Khohar
Secretary to the Election Commission of India

Joint Chief Electoral Officer,
Election Department.
NOTIFICATION

The Governor is pleased to grant the pay scale of Rs. 3050-75-4550 to Barkhandas working under various Department with immediate effect.

This issues with the concurrence of Finance Department.

By order and in the name of the Governor.

R.S. BASNET,
Principal Secretary to the Govt. of Sikkim,
Department of Personnel, Adm., reforms and training.
NOTIFICATION

In exercise of the powers conferred by clause (a) of section 77 read with section 10 of the Sikkim Excise Act, 1992 (2 of 1992), the Governor of Sikkim hereby makes the following rules to amend the Sikkim Excise (distillery for manufacture of spirit and foreign liquor) Rules, 2000, namely:

1. (1) these rules may be called the Sikkim Excise (Distillery for Manufacture of Spirit and Foreign Liquor) Amendment Rules, 2002.
   (2) they shall extend to the whole of Sikkim.
   (3) they shall come into force on the date of their publication in the Official Gazette.

2. In the Sikkim Excise (Distillery for manufacture of spirit and Foreign liquor) Rules, 2000, (hereinafter referred to as the said rules), in rule 36,
   (i) after sub-rule (9), the following sub-rule shall be inserted, namely:-
       “(10) the contents of miniature bottle must not be less than 50 ml and it should be in form of a gift set consisting of 6(six), 8(eight) or 11(eleven) bottles securely sealed and to be sold only in miniature set;”
   (ii) the existing sub-rule (10) shall be renumbered as sub-rule (11).

3. In the said rules in Form D-VI, in Column 8, 27, 35 and 44, the figure and word “50 ml” shall be inserted.
4. In the said rules, in Form D-VII, after the word “Nips” the words “Gift Set” shall be inserted.

Secretary to the Govt. of Sikkim,
Excise (Abkari) Department.
NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim State Directorate and Miscellaneous service Rules, 1997, namely:–

1. (1) These rules may be called the Sikkim Directorate and Miscellaneous Service (Amendment) rules, 2002;
   (2) They shall come into force at once.

2. In the Sikkim State Directorate and Miscellaneous Service Rules, 1997, in “Schedule II”, under the heading “Junior Grade (Rs. 7000-225-11500), for the words “Editor and Information Officer”, the words “Editor, Information Officer and Photo Officer” shall be substituted.

By Order and in the name of Governor.

R.S. BASNET,
Principal Secretary to the Govt. of Sikkim,
Department of Personnel, Adm., reforms and training.
NOTIFICATION

In partial modification of the Notification No. 493/T dated 17.11.1999, the State Government is pleased to announce that all Ex-serviceman and widows of Ex-serviceman who are of the age of 50 years and above, shall be allowed to travel free of charge throughout the State of Sikkim in all buses operated by the Transport Department (SNT Division), Government of Sikkim.

In order to avail this benefit, the Ex-serviceman and the widows of Ex-serviceman must, at the time of travel, be in possession of Photo Identity card issued by the Transport Department, SNT Division, Government of Sikkim, Gangtok. Other conditions stipulated in the Notification No. 493/T dated 17.11.1999, shall continue as usual for the purpose.

This order shall come into force with immediate effect.

T.W. BARPHUNGPA, IAS,
Principal Secretary,
Transport Department,
Government of Sikkim,
Gangtok.
NOTIFICATION

The State Government is pleased to wind-up the Administrative Reforms Commission constituted vide Notification No. 101/Home/1990 dated 30th June, 1990, with immediate effect.

By Order.

K.N. LEPCHA,
Additional Secretary, Home,
F.No. 3/ARC/96 (DOP).
The Governor is pleased to upgrade the following schools with immediate effect:

1. **SECONDARY SCHOOLS UPGRADED AS SENIOR SECONDARY SCHOOLS.**
   
   (i) Rumtek Secondary School, East  
   (ii) Ranka Secondary School, East  
   (iii) Tashiding Secondary School, West  
   (iv) Buriakhop Secondary School, West  
   (v) Hee-Gyathang Secondary School, North  
   (vi) Namchi Girls Secondary School South  

2. **JUNIOR HIGH SCHOOLS UPGRADED AS SECONDARY SCHOOLS.**
   
   (i) Martam Junior High School, East  
   (ii) Lingtam Junior High School, East  
   (iii) Dodak Junior High School, West  
   (iv) Khaniserbong Junior High School, West  
   (v) Zoom Junior High School, West  
   (vi) Sanganath Junior High School, South  
   (vii) Turuk Junior High School, South  
   (viii) Rong Junior High School, South  
   (ix) Kabi (Kalzang Gyatso) Junior High School, North  
   (x) Rangchang Junior High School, Ralong GP (South)  
   (xi) Ben Junior High School, South.
3. PRIMARY SCHOOLS UPGRADED AS JUNIOR HIGH SCHOOLS

(i) Pangthang Primary School, East
(ii) Rimbik Primary School, West
(iii) Sopakha Primary School, West
(iv) Namphing Primary School, South
(v) Ringhem Primary School, North
(vi) Rumbuk Primary School, West
(vii) Passi Primary School, South
(viii) Rangang Primary School, north
(ix) Lapdang Primary School, West.

The commencement of classes in the newly upgraded schools will take effect as and when physical infrastructure and teachers are made available in the school.

By Order.

K.P. Adhikari,
Special Secretary Education.
DECLARATION U/S 6 OF LAND ACQUISITION ACT, 1894
(Act 1 of 1894)

Whereas the Governor is satisfied that land is needed for a public purpose, not being a purpose of the Union, namely for the establishment of a Police Training Centre at Rangang block, South District, it is hereby declared that a piece of land comprising of cadastral plot Nos. 427, 428, 429, 430, 431, 432, 433, 434, 463, 469, 470, 471, 472, 473, 474, 475, 503 and 504 and measuring an area of 6.2540 hectares and bounded as under:-

West : P.W. D. road and Road Reserve.
South : DF of Singhbir Rai, DF of Ta-Tshering Bhutia, DF of Lobzang Bhutia, Dorjee Bhutia and Luluk Bhutia is needed for the aforesaid public purpose at the public expense within the aforesaid block of Rangang, South Sikkim.

The declaration is made, under the provision of Section 6 of LA act 1 of 1894 to all whom it may concern.

A plan of the land may be inspected in the office of the District Collector, South.

Commissioner – cum – Secretary,
Land Revenue Department,
Government of Sikkim,
Gangtok

File No. 619/LR(S).
GOVERNMENT OF SIKKIM
DEPARTMENT OF FOREST, ENVIRONMENT AND WILDLIFE
GANGTOK.


Whereas the Department of Forest, Environment and Wildlife, Government of Sikkim hereinafter referred to as the Forest Department has taken up a massive programme for wildlife conservation and management in the State and established a number of protected areas, i.e. sanctuaries and national parks, for this purpose.

And whereas the protected areas network of the State in percentage terms is the largest in the country;
And whereas successful implementation of the programme is dependent to a large extent on the active participation and involvement of the local community;

Now therefore, in pursuance of clause (b) of section 33 read with sub-section (8) of section 35 of the Wildlife (Protection) Act, 1972 (53 of 1972) and clause (a) of sub-section (2) of section 26 of Indian Forest Act 1927 (16 of 1927), the State Government has deemed it expedient to constitute the Ecodevelopment Committee hereinafter referred to as EDC for the purpose of protection and conservation of protected areas. The members of such committees shall be allowed benefits of usufruct sharing, ecodevelopment activities and exotourism, subject to observance of the conditions provided for in this notification.

The composition, functions, duties, powers, ecodevelopment activities, usufructuary benefits ecotourism benefits and restrictive measures pertaining to such Committees shall be as follows :-

1. COMPOSITION.

(A) Area selection for constitution of the EDC.

(1) The Divisional Forest Officer, Wildlife Division, who is in-charge of the protected area (hereinafter referred to as the Divisional Forest Officer) shall select, such Panchayat wards, in the vicinity of the protected area, for the constitution of the EDC, in consultation with the concerned Divisional Forest Officer, Territorial Division, where the local community is willing to offer their cooperation in the protection and conservation of the said protected area.
Depending upon the proximity of this protected area and the requirement of usufruct forest produce by the said community, the Divisional Forest Officer shall assign a specific portion of this protected area and adjoining forest areas as far as possible on the basis of natural boundaries to this EDC (hereinafter referred to as the EDC Conservation Area). The EDC Resource Use Area shall be that part of the EDC Conservation Area which overlaps with the buffer zone of the protected area. In case zonation of the protected area has not been carried out; the Divisional Forest Officer shall demarcate the EDC Resource Use Area. Usufruct benefits may be allowed from the EDC Resource Area for the EDC members subject to the observance of conditions provided for in this notification.

The Divisional Forest Officer may alter the EDC Conservation Areas and the EDC Resource Use Area, upon satisfaction that this alteration is necessary for the improvement of the forests environment, wildlife and/or biodiversity therein.

(B) **Composition of the EDC.**

1. The Divisional Forest Officer shall select members for constitution of the EDC within the framework of this notification.

2. The members shall be those people living in the vicinity of the protected area concerned. Every family living in the vicinity of the protected area shall, however, have the option of becoming a member of the EDC, if such family including the female members is interested in the protection of the said protected area.

3. The member of an EDC shall not become a member of any other EDC or JFMC.

4. There shall normally be joint membership of each household, i.e. husband becoming member, wife automatically becomes a member and vice versa.

5. Atleast 50% of the members of the EDC shall be women and the presence of 30% of the women members is a pre-requisite for any meeting of the EDC.

6. If at least 30% of the members are present, it shall be presumed that the quorum has been formed for the meeting.

7. The concerned Gram Panchayat shall extend necessary support and help to such committee(s) to ensure their smooth and proper functioning.

8. Each EDC shall have an executive committee to carry out various activities, functions and duties assigned to the committee.

9. The composition of the Executive Committee shall be as follows:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name</th>
<th>Nos.</th>
<th>Designation</th>
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<tbody>
<tr>
<td>1.</td>
<td>Representatives elected by the members of the EDC (of which at least two shall be women members)</td>
<td>4</td>
<td>Elected member</td>
</tr>
</tbody>
</table>
2. Representatives elected by the members of the EDC who are landless, adhidars or Kuthiadars (of which at least one shall be a woman member)  2  Elected member

3. Panchayat president or any member of Panchayat nominated by him/her.  1  Honorary member

4. One representative of the local Non-Governmental Organisation preferably working in the field of nature conservation (in case such an organization does not exist, then till its absence, a person, preferably a school teacher, to be nominated by the Divisional Forest Officer.  1  Honorary member

5. One village elder who has taken commendable steps in the past, in the conservation of forests, wildlife and biodiversity, to be nominated by the Divisional Forest Officer.  1  Nominated member

6. Concerned Block Officer, Wildlife or in his absence the concerned Range Officer, Wildlife.  1  Member Secretary

(10) The elected members of the executive committee shall elect a president and a vice-president from amongst themselves. Hence it is mandatory that the vice-president and the president are amongst the elected members of the executive committee. In the absence of the President, the vice-president shall function as the president.

(11) At least 33% of the membership in the executive committee shall be filled from amongst the women members. Atleast one of the posts of the office bearers i.e. President or vice – president shall be filled up by a woman elected member of the executive committee.

(12) For any meeting of the executive committee, presence of atleast 50% of its women members is a pre-requisite.

(13) The tenure of membership to the executive committee shall be normally for a period of two years. After which re-elected has to be organized in the Annual General Meeting of the EDC.

(14) The EDC shall apply to the concerned Range Officer, wildlife for registration after signing the memorandum of understanding in the prescribed format. The Divisional Forest Officer on the recommendation of the concerned Range Officer, Wildlife, may approve the constitution of the EDC and its executive committee which shall thereafter be registered in the office of the conservator of forests, wildlife circle.
(15) After registration of the EDC, the concerned Divisional Forest Officer shall provide the executive committee with photo identity cards.

(16) If any inclusion or change in the membership of the EDC or the executive committee is necessitated after initial constitution, the executive committee shall make suitable recommendations to the Divisional Forest Officer as detailed in Para 8.

(17) The member secretary shall convene the meetings of the executive committee as well as the EDC as per the scheduled procedure. There shall be a minimum of six meetings of the executive committee in a year.

(18) The concerned Range Officer, Wildlife shall monitor, supervise and review the duties, functions, and ecodevelopment activities of the EDC.

(19) The Divisional Forest Officer shall chair the first meeting of the EDC.

(20) In case of any conflict between EDC’s the Divisional Forest Officer in consultation with the president of the respective EDC’s shall resolve the conflict amicably.

2. FUNCTIONS

(1) The Member Secretary of the EDC shall maintain a register showing necessary particulars of the members of the EDC e.g. Name, Father’s Name, Age, Address, Number of family members, name of the nominee etc in the prescribed format. The nomination forms duly filled in and approved by all the members of the executive committee should be pasted in this register. Such registers are also to be maintained in the Concerned Range Office, Wildlife of the forest department for permanent record.

(2) The Member Secretary of the EDC shall maintain a Minutes Book wherein proceedings of the meetings of the executive committee held from time to time as well as the proceedings of the Annual General Meeting of the EDC will be recorded under the signature of all members of the executive committee and the Member Secretary.

(3) The EDC shall maintain two bank accounts, namely EDC general account and EDC revolving fund account in any nationalized bank or the State Bank of Sikkim. The President and the Member Secretary of the Committee shall jointly operate such accounts. The withdrawal of funds shall be made only after obtaining the written approval from the executive committee. The executive committee shall be empowered to take all the measures within terms of reference of this notification for the attainment of the objectives specified in the microplan. The Member Secretary shall be responsible for maintaining these accounts and submission of monthly reports to the Range Officer, Wildlife and the Divisional Forest Officer as well.
The EDC shall hold an Annual General Meeting at least once every year for the monitoring and evaluation of the functions, duties, ecodevelopment activities, usufructuary benefits and ecotourism benefits of the EDC. The details of the distribution of the usufructuary, ecodevelopment and ecotourism benefits are to be discussed by the executive committee. The EDC members in this meeting shall decide the details of the EDC revolving fund account and its appropriate usage. Also, the microplan under operation shall be reviewed and ratified by the EDC members in this meeting. Further, the utilization of funds from the EDC general account and the EDC revolving fund account shall be reviewed and ratified by the EDC members and passed by at least 50% voice vote. Concerned Range Officer, wildlife shall be observer in this meeting.

3. **DUTIES.**

The duties of the Ecodevelopment Committee shall be as follows, namely:-

(A) Protection and Conservation.

a. To ensure protection of the forests, environment wildlife and biodiversity through members of the EDC jointly with the Forest Department staff.

b. To inform Forest Department staff about any person(s), corporate body, association, society department or organization (hereafter referred to as person) attempting trespass and willfully or maliciously damaging the said forests and/or wildlife and/or biodiversity therein.

c. To prevent such trespass, encroachment, cardamom cultivation, grazing, fire, hunting, illicit, felling, theft of damage jointly with the Forest Department staff.

d. To apprehend or assist the Forest Department staff in apprehending such person(s) committing any of the forest and wildlife offences mentioned above.

e. To ensure that the boundary of the protected area filling within the EDC conservation area, is not encroached in any manner, and that the boundary pillars, whenever they exist, are not displaced or damaged in any manner.

f. To assist the Forest department staff in controlling natural calamities like forest fires, rescuing injured animals, landslides, flash floods etc.

g. To provide active help and assistance to the Forest Department staff, in minimizing and resolving man animal conflict.

h. To protect the public roads, bridges, houses, office buildings, watch towers, wire – fences, soil and moisture conservation structures, plantations, signboards and other infrastructure within the EDC Conservation Area.

i. To bring to the notice of the Forest Department staff of any kind of development activities being initiated within or adjoining to the EDC Conservation Area and EDC resource use area.
j. To ensure that the tourism within the EDC conservation area does not adversely impact the forests, environment, wildlife or biodiversity and results in direct economic benefits to the local community.

k. To carry out awareness drives, for sensitizing the local community towards the need for nature conservation.

l. To provide details and statistics as required by the Divisional Forest Officer.

(B) Assistance in Forestry Works.

(1) To assist the Forest Department staff in the smooth and timely execution of all the forestry works taken up in the EDC Conservation Area.

(2) To involve every member of the EDC in the matter of protection of forests, environment, wildlife and biodiversity as well as other duties assigned to the EDC.

(3) To assist the concerned Forest Department staff in the matter of selecting and engaging local labourers required for forestry works.

(C) Assistance in Ecodevelopment Activities.

(1) To ensure smooth implementation of the ecodevelopment programme so that the members of the EDC get equitable and maximum benefit out of it.

(2) To ensure that ecodevelopment funds provided by the government and usufructuary benefits allowed by the government are not in any way misused by any of the member(s).

(D) Assistance in the implementation of various forest legislations.

(1) To abstain from any action or to prevent any action which is in contravention of the provisions of the Indian Forest Act, 1927, Sikkim Forests, Water Courses, Road Reserve (Protection and Preservation) Act, 1988, Wildlife (Protection) Act, 1972, Environment (Protection) Act, 1986, Forest (Conservation) Act, 1980 and all other Acts for which the Department of Forest, Environment and wildlife is currently or in future the implementing agency (hereinafter referred to as forest legislations).

(2) To report about activities of a particular member or any outsider which are found prejudicial and detrimental to the interests of forests, environment, wildlife or biodiversity to the concerned forest Officer, which may result in the cancellation of membership of the erring member.

(3) To assist forest officer to the action under the forest legislations against the offenders including any erring member of the EDC.
(E) Assistance in Ecotourism Activities.

(1) It shall be the duty of the EDC to provide prompt and quality service to the visitors.

(2) It shall be the duty of the EDC to ensure responsible behaviour of visitors and the ecotourism service providers within the providers within the protected areas.

(3) It shall be the duty of the EDC to ensure that the guides, porters, cooks, escorts, pack animal operators, camp site operators etc (hereinafter referred to as ecotourism service providers) and the visitors follow the code of conduct.

4. **POWERS**

(1) The Divisional Forest Officer shall provide the members of the executive committee with Photo Identification cards, after the registration of the EDC.

(2) The executive committee shall have power for apprehending forest and wildlife offenders incase they feel that the offender may escape, all such offenders apprehended, shall be handed over the nearest forest office without any delay.

(3) The members of the EDC may pass a resolution indicating the code of conduct to be observed within the EDC conservation area. Penalties for the violators for this code shall also be specified in detail. This code of conduct shall be recommended by the concerned Gram panchyat and approved by the divisional forest officer, wildlife division and the divisional forest officer, territorial divisional who shall ensure that none of the provisions are in contravention to any of the existing forest legislations. Before realizing penalty for any offence, the executive committee of the EDC shall take approval from the concerned range officer. The range officer shall include these offences in his monthly offence report to the Divisional Office. The divisional forest officer shall be empowered to annul any orders passed by the EDC in this regard and take fresh cognizance of the offence and proceed as per law.

(4) Wherever forest and wildlife offences have been detected with the assistance of the members of the EDC, and the offence has been compounded, the divisional forest officer may credit up to 20% of the compounding amount in the EDC revolving fund account.

5. **ECO DEVELOPMENT ACTIVITIES**

(1) Microplans in respect of the objectives and ecodevelopment activities shall be drawn up in a participatory manner, for a period of five years, prior to the commencement of these activities, involving the Forest Department officials and all the EDC. This microplan has to be phased out into Annual Plan Action plans.
This microplan shall be prepared only after a detailed participatory rural appraisal (PRA) exercise and shall be in conformation with the management plan of the protected area. Needbased and site specific work programme, out of a basket of options, will be chosen within the specified monitory limits, both for community and individual benefit, for implementation. The beneficiaries selected under the individual benefit activity, shall be necessary economically backward.

(2) Every selected ecodevelopment activity shall have direct or indirect linkage or relation with conservation of forests, environment, wildlife and biodiversity and such linkage or relation is to be mentioned against each selected activity in the microplan.

(3) Members of the EDC shall contribute atleast 25% of the investment for every village ecodevelopment work in cash, labour and or material resources. The microplan shoul hence provide for shram dan i.e. voluntary labour contribution to carry out identified activities agreed cost sharing arrangement shall be incorporated in the microplan. This contributed amount (henceforth referred to as success security) shall be deposited in the EDC revolving fund account and shall be withdrawn only after the success of that particular activity incase of plantation activity this success security cannot be withdrawn within one year of completion of the plantation. The divisional forest officer shall physically visit the site and certify the success or failure of the concerned activity. Also whenever individual benefits are accrued out of the ecodevelopment activity, atleast 25% fo the total cost of this activity, shall be co – financed by the concerned beneficiary in cash, labour and or material resources.

(4) The micro plan and the Annual plan shall be reviewed and ratified in each annual general meeting and shall be passed by atleast 50% voice vote.

(5) After pasing the microplan, the same shall be signed by the concerned range officer, wildlife on behalf of the forest department and all the members of the executive committee on behalfl of the EDC, which shall thereafter be approved by t he divisional forest officer.

(6) The Forest Department may transfer funds for ecodevelopment activities carried out under various schemes directly to EDC’s whenever they are fully involved in the conservation of the protected area. The said fund shall be directly transferred by the forest department into the EDC general accoufnt. The members of the EDC are to be given first preference for wage employement and shall be take into confidence and fully involved in execution of such works.

(7) At the time of implementation of any work by the EDC before actual commencement of works a “Community Information Board” shall be installed at a prominent public place within the village (like panchayat ghar, school, public health centre etc.) enumerating the following namely :-

(a) Year of establishment of the EDC.
6. **USUFRUCTUARY BENEFITS**

Upon satisfaction of the State Government, that the collection and removal of certain items of forest produce from the EDC resource use area is necessary for the improvement and management of wildlife therein, the chief wildlife warden may grant permission of such collection and removal, for bonified use only. Members of the EDC shall be eligible for getting in equal proportion, such forest products free of royalty, but on payment of collection cost. When collected by the government agency as follows:

1. 100% share of firewood, grass, bamboo, specified non-edible fruits, flowers leaves, seeds and decorative fungus.
2. Usufruct sharing as mentioned above, shall be subject to restrictions imposed from time to time on wildlife management and other related considerations.
3. Goods and services generated by, “community benefit oriented” ecodevelopment activities shall be enjoyed by each member of the EDC in equal measure. Those generated by “individual benefit oriented “ ecodevelopment activity shall be enjoyed by the concerned individual.

7. **ECOTOURISM BENEFITS**

Since the local community is the primary stakeholders in ecotourism, only when they play a pivotal role, will this activity remain responsible, and the benefits percolate down to them. Hence it is essential to empower them in this regard:

1. All ecotourism service providers shall be registered with the concerned EDC, after registration the EDC shall provide them with photo identity cards.
2. The EDC shall maintain a register indicating the name, registration number, function parent age, age, address, training details, etc in the prescribed format of ecotourism service providers.
3. The training of these ecotourism service provider shall be carried out jointly by the EDC, the Forest Deptmnt and other agencies.
4. The EDC representative shall be present at the Forest Department check post where entry permit for the protected area is given.
5. All visitors to the protected area shall report to the Forest department check post for hiring ecotourism service providers from the EDC representative and obtaining the entry permit form the Forest department staff. It shall be the duty of the EDC to provide prompt and quality service to the visitors.
6. It shall be mandatory for all visitors to be accompanied by at least a guide (who is to be provided by the EDC), during their stay within the protected area.
After providing for the ecotourism service providers, the EDC shall be authorized to collect ecotourism fees, which shall be 5% of the total remuneration of the ecotourism service providers.

Explanation – For the purposes of this sub-paragraph, when arranging for a naturalist guide @ Rs. 200/- day for three days, while the guide shall receive a remuneration of Rs. 600/-, the ecotourism fees shall amount to Rs. 30/-, which shall be paid by the visitor in advance to the EDC representative.

After collecting the ecotourism fees only the EDC shall provide an ecotourism certificate in the prescribed format to the visitor and the forest officer incharge of the forest department check post free of cost. This ecotourism certificate shall indicate the name, age, permanent address, passport number of the visitors, their proposed stay within the protected area, purpose of visit, the names of the ecotourism service providers along with their registration number, total fees payable to them and the ecotourism fees collected by the EDC.

For obtaining entry permit it shall be mandatory to obtain the ecotourism certificate first. Based on this certificate, the forest officer manning the checkpost shall give the entry permit to the visitors.

This ecotourism fees shall be credited equally in the revolving fund account of all the EDC’s of the said protected area, on a monthly basis.

The EDC shall explain to all the visitors about the rules and regulations to be followed within the protected area and be accountable for the irresponsible behaviours of the visitors and the ecotourism service providers within the protected area.

8. TERMINATION OF MEMBERSHIP, DISSOLUTION OF EXECUTIVE COMMITTEE, DISSOLUTION OF EDC, APPEAL etc.

(1) Failure to comply with any of the fore mentioned conditions may entail cancellation of individuals membership and or dissolution of the executive committee and or the EDC as the case may be by the officer of the Forest Department as stated in sub-paragraphs (2) and (3) below.

(2) The Divisional Forest Officer shall be entitled to take appropriate action including dissolution of any executive committee and or the EDC on the grounds stated above.

(3) The concerned Range Officer, wildlife may be authorized by the Divisional Forest Officer to take proper action including termination of any individual membership to the EDC or its executive committee on the above mentioned grounds, on the recommendation of the executive committee.

(4) Appeal against any such penal action by the Range Officer, wildlife may be preferred to the Divisional Forest Officer within fifteen days.
(5) Appeal against any such penal action of the Divisional Forest Officer may be preferred to the Conservator of forests, wildlife circle, within fifteen days, whose decision therein shall be final.

(6) The Divisional Forest Officer shall be constitute a new EDC, if any EDC is dissolved in the manner as mentioned above.

T.R. Sharma, IFS
PCCF – cum-Secretary-cum-CWLW
Department of Forest, Env. & WL.
Government of Sikkim
Gangtok.
It is hereby notified that the High Court of Sikkim as well as the Subordinate Courts in the State of Sikkim shall remain closed on 13th and 14th March 2002 as a mark of respect to the memory of late Shir Justice Anup Deb. Judge of this Court who breathed his last during the night falling between 12/03/2002 and 13/03/2002.

By Order.

REGISTRAR GENERAL.
GOVERNMENT OF SIKKIM
WEIGHTS & MEASURES AND CONSUMER PROTECTION
FOOD & SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT
SECRETARIAT ANNEXE – I , GANGTOK.

No. 05/WM/FCS & CA. Dated : 5/03/2002.

NOTIFICATION

WHEREAS the State Government accords high priority to the programmes of Consumer Protection and in order to promote strong and broad based Consumer movement in the State particularly at the grass root level encouraging formation of Voluntary Consumer Organisations both in urban and rural areas which are willing to generate awareness amongst the consumers about their rights, evolving new ideas on consumer protection, undertake research and activities directly contributing towards voluntary consumer movement in the State and also to recognize the efforts made by such organization and incentives to such voluntary consumer organisation s for their excellence in such programmes.

AND WHEREAS the Government of Sikkim has taken a decision to give State Award to encourage the Voluntary Consumer Organisations on Consumer Protection.

Now, therefore, in order to achieve these objectives, the Government of Sikkim is hereby pleased to formulate the following schemes, namely :-

Short title and commencement.

1. (1) This scheme may be called the State Awards for Voluntary Consumer Organisation on Consumer Protection Scheme, 2002.

   (2) It shall come into force at once.

Eligibility criteria for award.

2. The Voluntary consumer Organisation including women Organisations applying for the awards must fulfil the following conditions, namely :-

   (i) It should be a voluntary consumer organization working for the promotion and protection of consumer interests.

   (ii) It should have legal status registered under Notification No. 2602/AH dated 25.3.1960.
(iii) It should be in existence for the cause of consumer protection for at least 3 (three) years.
(iv) It should be non-political and under non-proprietary management.
(v) It should not run for profit for any individual/individuals but should serve the general public without distinction of any caste, creed, colour or religion; and
(vi) It should not have received any grant in aid for the same purpose from any Department of the State Government.

Rate of award.

3. Under the scheme, 3 (three) awards in order of merit will be given in the shape of prize money of Rs. 10,000/-, Rs. 8,000/- and Rs. 5000/- to first three voluntary consumer organizations. All the recipients of awards will also be given certificate of Merit.

Procedure for applying for award.

4. (1) The applicant will submit two copies of the report of its activities to the department of Food and Civil Supplies and consumer Affairs, Government of Sikkim. The activity report must contain special efforts made by the organization in redressing consumer grievances; promotional and educational activities undertaken by them, new ideas/approach exhibited by them; important consumer causes taken up, number of members in the consumer organization, etc. the report will indicate its activities under clear heads. The report should be in the format endorsed and activities should be supported by documentary proof.

(2) The report should be written in English/Nepali in legible handwriting preferably typed in double space.

(3) The aspirant consumer organizations will give an undertaking that it will abide by the terms and conditions of the Scheme.

(4) The consumer organization will clearly indicate that it will not have any copyright claim over the report submitted for the purpose of this award and the Department will have right to publish the material forwarded.

(5) The report should reach the Secretary of Food, Civil Supplies and Consumer Affairs, Government of Sikkim, Secretariat, Annexe-I, Gangtok, latest by 31st of December of each reporting year.

Procedure of selection.

5. (1) The Department of Food and Civil Supplies and Consumer Affairs will verify the activities of the aspirant consumer organization. In case the department finds the work as commendable, it will forward one copy of the report submitted by the organization of State Government with its recommendations and comments for the purpose of this award. The Department of Food and Civil supplies and consumer affairs can also suo moto make recommendations in case of deserving voluntary consumer organizations whose work is commendable and who fulfils the eligibility conditions, even if an application is not filed by the concerned organization.
While assessing the performance of consumer organizations, the Department of Food and Civil supplies and consumer affairs will give preference to consumer organizations functioning in the rural, tribal or backward areas. Similar preferences will also be given to women consumer organisations. In case of urban based consumer organizations, department of food and civil supplies and consumer affairs will particularly see the performances of that particular organization in the rural areas and its visible impact on the welfare of the consumers.

The recommendations and comments of the Department of Food and Civil Supplies and Consumer Affairs along with the report of the activities of the organization should reach the State government latest by 31st of January of each following year.

The selection will be made by a Committee, comprising of the Secretary, Department of food and civil supplies, representatives from finance and planning and development departments, and active consumer activist who has done outstanding work in the field of consumer protection to be nominated by the Department of Food and civil supplies and consumer affairs every year. Such representative should not belong to the organization which is an aspirant for award for that particular year.

The Joint Controller, weights and measures and consumer protection shall act as the member secretary.

The recommendations or the committee will be submitted to the government for approval/consideration.

The State Government reserves the right not to give any award in a year when no consumer organization is found eligible for this purpose.

Smt. Jayshree Pradhan, IAS, Commissioner – cum – Secretary
Food & Civil Supplies and consumer Affairs Department,
PROFORMA FOR STATE AWARD FOR VOLUNTARY CONSUMER ORGANISATIONS CONSUMER PROTECTION.

a. Year to which award relates : 

b. Name and address of the Organisation : 

c. Whether the Organisation is registered 
   (attested copy of the registration certificate 
   Should be enclosed) : 

d. Whether it has been in existence for the last 3 years? : 

e. Whether it has received any grant from the 
   Central /State Government for the 
   Same purpose? : 

f. whether it has given both the undertakings 
   as specified in sub-paragraph (3) and (4) 
   of paragraph 4. : 

g. Area of operation of the Organisation 
   (Rural /Urban) : 

h. Has the report of activities of the 
   Organization on consumer protection for the 
   Reporting year been enclosed? : 

i. Whether activities of the Organisation 
   In reporting year have been verified by the 
   Department? : 

j. Impact of the activities of the 
   Organization on consumer movement 
   As observed by the Department. : 

11. Recommendation of the Committee : 

Secretary –in-Charge, 
Consumer Affairs, 
Government of Sikkim.
STATE AWARD FOR VOLUNTARY CONSUMER ORGANISATION ON CONSUMER PROTECTION FOR

a. Name of the consumer organization
b. Name and address of the organization
c. Whether the organization is registered and working in the field of consumer protection for more than 3 years (please also enclosed a copy of Registration certificate)
d. Area of operation : Rural/Urban
e. Total no. of members in the Organization. Whether exclusively Consisting of women. : Male : ............... Female : ............ Student : .........

f. Whether it receipt of grant-in-aid From State/Central Government. If so For what activities? : 
g. Detail of consumer protection activities Undertaken during the period (refer to Eligibility criteria) :
h. Whether the organization received Any appreciation certificate/award From the State for the same purpose. :
i. Explain the details of
   a. Important consumer causes taken Up during the period under report brief- (i) (ii) (iii) (iv) (v)
   (b) Promotional and educational activities undertaken especially in rural areas during the year.
   (i) No. of Rural meetings organized : (enclose copies of minutes)
   (ii) No. of seminars organized in Rural areas. :
   (iii) No. of exhibitions organized :
   (iv) No. of booklets published (enclosed copies) :
   (v) No. of training programme organized. :
   (vi) Details of Newsletter /Magazine Brought out (enclose copies) :
   (vii) No. of training/seminars attended.
   (c) Redressal of grievances (Annexures may be added to support the activity)
   (i) No. of cases solves through.
(iii) No. of cases filed in DF
(iv) No. of cases filed in SC
(v) No. of cases filed in NC
(vi) No. of cases won (copies/judgement enclosed)
(vii) No. of cases counseling given (enclosed details)

j. Enclose a brief summary of all the 
   Consumer protection activities 
   Undertaken in the year under report 
   (not exceeding one page). : 

11. General remarks, if any : 

Place : 

Dated : (Signature of the applicant)
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADMINISTRATIVE REFORMS AND TRAINING
GANGTOK.

No. 121/GEN/DOP.       Dated : 18th March, 2002.

NOTIFICATION

Whereas the Government has fdeemed it expedient to appoint the following six persons presently working under various departments, as Range Officers in the Forest, Environment and Wildlife Department namely :-

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<th>Sl. No.</th>
<th>Name</th>
<th>Designation</th>
<th>Department</th>
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<tbody>
<tr>
<td>1.</td>
<td>Shri Shiromani Neopaney</td>
<td>Labour Inspector</td>
<td>Labour Department</td>
</tr>
<tr>
<td>2.</td>
<td>Shri Blen Tshering Targain</td>
<td>Accountant</td>
<td>Dist. Hospital, Singtam</td>
</tr>
<tr>
<td>4.</td>
<td>Shri Karma Thendup Bhutia</td>
<td>Court Peskar</td>
<td>Distt. Collector, North</td>
</tr>
<tr>
<td>6.</td>
<td>Shri Dup Tshering Tasho</td>
<td>Jr. Accountant</td>
<td>Building &amp; Housing Deptt., West</td>
</tr>
</tbody>
</table>

And whereas the above persons are B.Sc (Forestry)

And, whereas presently there is no vacancy of Range Officer in the Forest, Env. And Wildlife Deptt;
And whereas the Government has decided to utilize six posts of Block Officers under the Sikkim Subordinate Forest Service Rule, 1996 for appointment of the above six persons as Range Officer in the forest, Environment and Wildlife Department;
Now therefore, in exercise of powers conferred by rule 18 of the Sikkim subordinate forest service rule, 1996, the Government is pleased to relax the provisions contained in the rules 9 and 10 of the said rule as one time relaxation with the view to appoint the above six persons as Range Officers in the Forest, Environment and wildlife department after the clearance by the Departmental promotion committee. However, their past services shall be counted for pensionary benefits.

By order and in the name of the Governor.

R.S. BASNET,
PRINCIPAL SECRETARY TO THE GOVT. OF SIKKIM,
DEPTT. OF PERSONNEL, A.R. & TRG.
NOTIFICATION

The Chief Justice of the High Court of Sikkim in exercise of the powers conferred under article 229 of the Constitution of India and all other powers enabling him in his behalf is pleased to make the following Rules further to amend High Court of Sikkim (Recruitment, conditions of Service and conduct) rule, 1998.

1. Short title, commencement and application :

   a. These Rules may be called “ The High Court of Sikkim (Recruitment, Conditions of Service and Conduct) Amendment Rules, 2002.

   b. These Rules shall come into force with immediate effect.

2. In the High Court of Sikkim (Recruitment, Conditions of Service and Conduct ) Rules, 1998 -

   (i) Rule 2 (a) shall be replaced as under :-

   “(a) Administrative Judge” means any judge who is nominated by the Chief Justice either generally or by a special order to deal with any matter connected with the establishment of the High Court.”

   c. Rule 11 shall be replaced as under :-

   “11. All matters of appointments, promotions and seniority of the members of the Non – Gazetted staff of the High Court Establishment shall be decided by the Administrative Judge or by the Registrar General, if so authorized, and those of the Gazetted staff by the Chief Justice or by the Administrative Judge, if so authorized by the Chief Justice.

2. In all matters relating to seniority, leave, promotion, pension and other matters regarding the conditions of service for which no provision or insufficient provision has been made in these rules, the rules and orders for the time being in force and applicable to the Government Servants appointed to corresponding or comparable civil services and posts in connection with the affairs of the State of Sikkim, shall apply, mutatis mutandis to the members of the establishment subject to such
modifications, variations and exceptions, if any, as the Chief Justice may from time to time specify:

Provided that the powers exercisable under the said rules and orders by the State Government or any authority lower than the State Government, shall be exercisable by the Chief Justice or by such person as he may, by general or special order, direct:

Provided further that the scales of pay and dearness and other allowances including compensatory allowance and house rent allowance granted to the members of the Establishment shall continue to be governed by the rules and orders of Sikkim Government in force on the date of enforcement of these rules:

Provided further that it shall be competent for the Chief Justice to revise from time to time scales of pay and allowances of the employees of this Court so as to bring them at par with the scales of pay and allowances which may be sanctioned by the government of Sikkim from time to time for the corresponding or comparable categories of employees:

Any question arising as to which rules or orders are applicable to the case of any person serving on the establishment of the High Court shall be decided by the Chief Justice.”

d. Rule 12 shall be replaced as under:

“12. Appeals – An appeal shall lie against all orders passed by the Registrar General under the foregoing rules, to the Chief Justice, who may either dispose of himself or make it over to the Administrative Judge. If an order is passed by the Administrative Judge, an appeal shall lie to the Chief Justice. The order of the Chief Justice passed whether in appeal or at the first instance shall be final, subject to the power of review, which may be exercised in exceptional cases of hardship or injustice.”

By order.

REGISTRAR GENERAL.
NOTIFICATION

In exercise of the powers conferred by Section 8 of the High Court of Judicature (Jurisdiction and Powers) proclamation of 1955 as amended by the adaptation of Sikkim laws (No. 1) Order, 1975 and other powers enabling it in this behalf, the High Court of Sikkim makes the following Rules to further amend the Sikkim High Court (Practice and Procedure) Rules, 1991.

1. (a) These Rules may be called the “Sikkim High Court (Practice and Procedure) Amendment Rules, 2002.
(b) These Rules may come into force with immediate effect.

2. In the Sikkim High Court (Practice and Procedure) Rules, 1991 -

- Deletion of Rule 3A
- Amendment of Rule 31
- Deletion of Rule 146
- Deletion of Rule 230A
- Deletion of Rule 234A
- Deletion of Rule 235A
- Deletion of Rule 235A

By order.

REGISTRAR GENERAL.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
TASHILING
GANGTOK – SIKKIM 737101.

No. 122/GEN/DOP. Dated : 21/03/2002.

NOTIFICATION

The Governor is pleased to upgrade one post of Inspector in the Ecclesiastical Affairs Department as Senior Inspector in the scale of Rs. 7000-225-11500 with effect from the date the incumbent holding the present post is promoted to the post of Senior Inspector on approval of the Competent Authority.

This issues with the clearance of Finance Department.

By Order.

D.L. LAMA,
ADDITIONAL SECRETARY TO THE GOVT. OF SIKKIM,
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRAINING.
NOTIFICATION

In exercise of powers conferred under Rule 3 of the Sikkim State Mental Health Rules, 2001, the State Government hereby reconstitutes the State Mental Health Authority with the following members with immediate effect:

1. OFFICIAL MEMBER
   (i) Secretary, Health & F.W : Chairman
   (ii) Secretary/Director, Social Welfare Department : Member
   (iii) Director, Health Services : Member
   (iv) Medical Superintendent, STNM Hospital : Member
   (v) Joint Secretary, Health & F.W. : Member
   (vi) Consultant Psychiatrist, STNM Hospital : Member Secretary

2. NON – OFFICIAL MEMBER
   (i) President/Representative-Association of Social Health of India (Sikkim Branch) : Member
   (ii) President/Secretary-Voluntary Health Association of India (Sikkim Branch) : Member
   (iii) Psychiatrist – Sikkim Manipal Institute, Tadong : Member

This order supersedes the office order no. 5/H&FW date 19th August, 1999.

By order.

T. DOBDEN, IAS
PR. SECRETARY, HEALTH AND FAMILY WELFARE DEPARTMENT
GOVERNMENT OF SIKKIM

F.NO. GOS/HEALTH/ADM 15(9)95-96.
In exercise of the powers conferred by note appended to Schedules A,B, C and D framed under rules 6,9,11 and 14 of the Sikkim State Legal Services Authority Rules, 1995, the Sikkim State Legal Services Authority hereby makes the following rules further to amend the Sikkim State Legal Services Authority (Recruitment and Appointment) Rules, 1998, namely :-

1.(1) These rules may be called the Sikkim State Legal Services Authority (Recruitment and Appointment) Rules, 2002.

(2) It shall be deemed to have come into force with effect from the 13th day of August, 1998.

2. In the Sikkim State Legal Services Authority (Recruitment and Appointment) Rules, 1998, in Appendix I-A, after sl. No. 09, the following serial number and the entries relating thereto shall be added, namely :-

<table>
<thead>
<tr>
<th>“10. Process server</th>
<th>Group “D”</th>
<th>2850-55-4170</th>
<th>Direct Recruitment Promotion /deputation</th>
<th>30 yrs. Relaxable by 5 yrs. For SC/ST &amp; 3 yrs. For OBC</th>
<th>Class VIII passed. Preference will be given to candidates having experience of working as process server in the District Court</th>
<th>1 yrs. N.A.</th>
<th>As may be constituted by the Executive Chairman</th>
<th>Member Secretary.</th>
</tr>
</thead>
</table>

S.W. LEPCHA,
MEMBER SECRETARY – II.
HIGH COURT OF SIKKIM
GANGTOK

No. 29/Confld. / HCS.  Dated : 16/03/2002.

NOTIFICATION

It is hereby notified that Judicial Work in the High Court shall remain suspended on 16.03.2002 as a mark of respect to the memory of late Shri Justice Anup Deb, Judge of this Court.

By Order.

REGISTRAR GENERAL.
NOTIFICATION

It is hereby notified that Judicial Work in the District and Subordinate Courts shall remain suspended on 16.03.202 as a mark of respect to the memory of late Shri Justice Anup Deb, Judge of this Court.

By Order.

JOINT REGISTRAR.
NOTIFICATION

It is hereby notified that the High Court of Sikkim as well as the Subordinate Courts in the State of Sikkim shall remain closed on 15/03/2002 on account of ‘Sradh’ ceremony of late Shri Justice Anup Deb, Judge, High Court of Sikkim, who breathed his last during the night falling between 12/03/2002 and 13/03/2002.

By Order.

REGISTRAR GENERAL.
NOTIFICATION

In pursuance of the guidelines laid down by the Hon’ble Supreme Court of India in Writ Petition (Civil) No. 334 of 2001, the Government of Sikkim is pleased to designate Shri T.t. Tobden, Additional Chief Secretary to the Government of Sikkim as the Nodal Agency to coordinated all activities involved in implementation of the Mental Health Act, 1987 with immediate effect.

By Order.

S.W. TENZING, IAS,
CHIEF SECRETARY TO THE GOVT. OF SIKKIM.

F. NO. 410/H & FW.
GANGTOK.
No. 120/GEN/DOP.        Dated : 18/03/2002.

NOTIFICATION

The Governor is pleased to sanction creation of the following posts in the Sikkim vigilance police :-

<table>
<thead>
<tr>
<th>Sl. NO.</th>
<th>Name of Post</th>
<th>Pay Scale</th>
<th>Number of Post(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Computer Programmer</td>
<td>Rs. 7000-225-11500</td>
<td>1</td>
</tr>
<tr>
<td>2.</td>
<td>Inspector of Police</td>
<td>Rs. 7000-225-11500</td>
<td>1</td>
</tr>
<tr>
<td>3.</td>
<td>Sub-Inspector of Police</td>
<td>Rs. 5000-150-8000</td>
<td>1</td>
</tr>
<tr>
<td>4.</td>
<td>Constable</td>
<td>Rs. 3200-80-4800</td>
<td>3</td>
</tr>
<tr>
<td>5.</td>
<td>Driver</td>
<td>Rs. 3200-80-4800</td>
<td>1</td>
</tr>
</tbody>
</table>

Vacancy in respect of Sl. No. 1 above will be filled up through redeployment failing which through regular process of recruitment.

By order and in the name of the Governor.

S.K. SHILAL
JOINT SECRETARY TO THE GOVT. OF SIKKIM
DEPTT. OF PERSONNEL, AR & TRG.
NOTIFICATION

In exercise of the powers conferred by sub-section (2) of Section 30 of the Consumer Protection Act, 1986 (Central Act 68 of 1986), the State Government hereby makes the following Rule to amend the Sikkim Consumer Protection Rules, 1990.

1. (1) This Rule may be called the Sikkim Consumer Protection (Amendment) Rule, 2002.

   (2) It shall be deemed to have come into force with effect from 26/12/94.

2. In the Sikkim Consumer Protection Rules, 1990 in the sub-proviso of the proviso to sub-rules (5) of Rule 6, after the work “clauses” and before the alphabet “(c) “, the following shall be inserted, namely :
   “(a),(b)”. 

JAYSHREE PRADHAN,
COMMISSIONER-CUM-SECRETARY
FOOD & CIVIL SUPPLIES AND CONSUMER AFFAIRS DEPARTMENT.

FILE NO. 1(130) WM/FCS/CP-2002 (PART III)
NOTIFICATION

The State Government is pleased to re-constitute the Health Sector Disaster management committee consisting of the following officers with immediate effect:-

1. Director, Health Services : Chairman
2. Medical Superintendent STNM Hospital : Vice - Chairman
3. Joint Director, Head quarter : Nodal Officer
4. Joint Director, Central Medical Stores : Member
5. Specialist (Microbiology) : Member
6. Medical Specialist (Dr. P.M. Chettri) : Member
7. Epidemiologist : Member
8. Divisional Engineer (Civil) : Member
9. Assistant Engineer (Mechanical) : Member
10. Deputy Director, National Anti Malaria Programme Wing. : Member Secretary.

This supersedes Notification No. 8/H & F.W. dated 17. 8. 2000.

DR. T.R. GYATSO,
PRINCIPAL DIRECTOR,
DEPARTMENT OF HEALTH & FAMILY WELFARE,

File No. 228/PDHS.
In exercise of the powers conferred by clause (VI) of section 2 of the Prevention of Food Adulteration Act, 1954 (37 of 1954), and in supersession of Notification No. 12/PFA/H & FW dated 03.02.1995, the State government hereby appoints Principal Director, Department of Health and Family Welfare as Food (Health) Authority for the whole of the State of Sikkim for the purpose of the said Act.

SECRETARY TO THE GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH AND FAMILY WELFARE

FILE NO. 28/H & FW/PFA/84.
In exercise of the powers conferred by clause (Vii-a) of section 2 of the Prevention of Food Adulteration act, 1954 (37 of 1954), and in supersession of Notification No. 13/PFA/H & FW dated 03.12.1995, the State Government hereby appoints Director, Health Service, Department of Health and Family Welfare as Local (H) Authority for the local area for the purpose of the said Act.

SECRETARY TO THE GOVT. OF SIKKIM
DEPARTMENT OF HEALTH AND FAMILY WELFARE

FILE NO. 28/H&FW/PFA/84.
GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH & FAMILY WELFARE
GANGTOK.


NOTIFICATION

In exercise of the powers conferred by sub-rule (2) of rule 50 of the Prevention of Food Adulteration Rules, 1955 (Central Rules) and in supersession of Notification No. 14/PFA/H & FW dated 03.02.1995, the State Government hereby appoints Principal Director of Health Services, Department of Health and Family Welfare as the Licensing Authority for the whole of the State of Sikkim for the purpose of the said rules.

SECRETARY TO THE GOVT. OF SIKKIM,
DEPARTMENT OF HEALTH AND FAMILY WELFARE

FILE NO. 28/H&fw/pfa/84.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT
GANGTOK.


NOTIFICATION

In exercise of the powers conferred by article 243-I and article 243 –Y of the Constitution of India Aread with chapter X of the Sikkim Panchayat Act, 1993 (6 of 1993) and Section 185 of the Sikkim Municipalities Act, 1995 (6 of 1995), the State Government hereby makes the following rules to amend the Sikkim (Constitution of Finance Commission) Rules, 1995.

1. (i) These rules may be called the Sikkim (Constitution of Finance Commission) Amendment Rules, 2001.
   (ii) They shall came into force on such date as the State Government may, be notification, appoint.

2. In the Sikkim (constitution of Finance Commission ) Rules, 1995, in rule 5 for sub-rule (1) the following sub-rule shall be substituted namely :-

   The Chairman and the members of the Commisssion shall hold office either on whole time basis or part time basis, as may be determined by the State Government from time to time.

R. ONGMU, IAS
SECRETARY,
RURAL DEVELOPMENT DEPARTMENT.
HIGH COURT OF SIKKIM
GANGTOK.


NOTIFICATION

Hon’ble High Court has been pleased to make the transfers and posting of the following Judicial Officers.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Officers and his present station of postings</th>
<th>Station to which transferred.</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.</td>
<td>Mrs. Lachung Sherpa, Civil Judge-cum-Judicial magistrate (West) at Gyalshing.</td>
<td>Civil Judge –cum-Judicial Magistrate (East) at Gangtok. She shall also be in charge of the court of civil judge-cum-judicial magistrate (North) in addition to her own duties. She will hold court at Mangan on the 1st and 3rd Monday of every month and discharge all Judicial and Administrative works relating to the court of civil judge –cum-judicial magistrate (North).</td>
</tr>
</tbody>
</table>

The above postings orders shall take effect from 1st April, 2002.

H.K. SHARMA,
REGISTRAR GENERAL, I/C.
NOTIFICATION

Whereas the State Government, in appreciating the fact that getting qualified local candidates for appointment as Lecturers in Government college and post Graduate Teachers in Government Schools especially in the subjects like Mathematics, Physics, Chemistry, Economics and English was difficult, had decided as a special case and in public interest, to exempt these vacancies from the rules governing 100 point roster system.

And whereas the decision of the Government was notified vide Notification No. 731/Est-I/Edn dated 24.09.2001. However, inadvertently, it is stated in the said Notification that the orders regarding reservation of vacancies for ST/SC/OBC, women and other special category of candidates shall not be applicable to the vacancies of Post Graduate Teachers and Lecturers of Colleges until further orders which, however, is not in line with the decision taken by the Government and as such it is necessary to rectify the mistake/omission.

Now, therefore, the Governor of Sikkim is pleased to substitute paragraph 4 of the Notification No. 731/Est-I/Edn dated 24.09.2001, which shall be deemed to have been substituted w.e.f. 24.09.2001 as follows, namely :-

“Now, therefore, the Governor is pleased to exempt, in public interest, all the vacancies of Lecturers of Government College and the vacancies of Post Graduate Teachers in the subjects of Mathematics, Physics, Chemistry, Economics and English from the orders governing 100 point roster system until further orders, and to fill up such vacancies by non – local candidates on regular basis, wherever necessary in the public interest.”

By order and in the name of the Governor.

D.DAHDUL, IAS
Commissioner-cum-Secretary,
Department of Education,
Government of Sikkim.
GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH & FAMILY WELFARE
GANGTOK - 737101


Gangtok, Thursday, 28th March, 2002 No. 84

NOTIFICATION

The power to scrutinize, concur and recommend the sanction of medical reimbursement claims by the Sikkim Government employees (for the treatments undertaken within the State) vested to the Director Health Services vide sub-rule 2 of Rule 19 ‘A’ of Sikkim Services (Medical facilities) Rules, 1981 is redelegated to the Joint Director with immediate effect. This is issued with the concurrence of the Finance Department.

T. Topden, IAS,
Principal Secretary,
Department of Health & Family Welfare.

DECLARATION UNDER SECTION 6 OF
LAND ACQUISITION ACT, 1894.

Whereas the function of the Central Government under the Land Acquisition Act, 1894 (1 of 1894) in relation to the acquisition of land for the purpose of the Union have been entrusted to the State Government by Notification No. 12018/12/76/LRD dt. 10.1.1978, issued by the Government of India in the Ministry of Agriculture and Irrigation Under Clause (1) of Article 258 of the constitution of India.

And whereas the Governor is satisfied that land is needed for a public purpose of the Union, namely for the construction of road at CFhopta-Progey by 86 RCC (GREFF) under block Lachen, North Sikkim, it is hereby declared that piece of land comprising cadastral plot no. noted under the schedule of properties below and measuring more or less 0.4500 hectare is needed for the aforesaid public purpose at the public expenses within the aforesaid block of Lachen, North Sikkim.

This declaration is made under the provision of Section 6 of the Land Acquisition Act, 1894 (I of 1894) read with the said Notification to all whom it may concern.

A plan of the land may be inspected in the Office of the District Collector, North, Mangan.

Schedule of Properties

Plot No.: 115, 114, 118, 120, 121, 122 and 124
Area: 0.4500 hectare.

Commissioner-cum-Secretary,
Land Revenue Department,
Government of Sikkim, Gangtok.
ERRATUM

The Notification No. 34/159/LR (S) dated 7.8.2001 issued and published in Government Gazette No. 284 dated 17th August, 2001 in relation to the acquisition of land by CHEF for the construction of Chopta Phogey Road under Lachen block, North Sikkim, be read as “Notice under section 4 (1) of Land Acquisition Act, 1894 (1 of 1894) "instead of “Notice under Section (1) of L.A. Act, (1 of 1894)".”

Commissioner – cum- Secretary,  
Land Revenue Department,  
Government of Sikkim, Gangtok.  

File No. 159/LR (S).
NOTIFICATION

The draft of certain amendment rules which the State Government propose to make in exercise of the powers conferred by sub-section (1) of section 76 of the Sikkim Excise Act, 1992 (2 of 1992), is hereby published as required under the relevant provision of the Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft amendment rules would be taken into consideration after expiry of a period of 45 (forty five0 days from the date of its publication into the Official Gazette.

Any objection or suggestion which may be received from any person with respect to the said draft amendment rules before the expiry of the period so specified will be considered by the State Government.

DRAFT AMENDMENT RULES

1. (1) These rules may be called the Sikkim Excise (Prohibited sites from liquor shops) Amendment Rules, 2002.
(2) They shall come into force at once.

2. In the Sikkim Excise (Prohibited sites for liquor shops) Rules, 1996 (hereinafter referred to as the said rules), in rule 4:
(a) the existing rule shall be renumbered as sub-rule (1) of that rule;
(b) in sub-rule(1) as so renumbered, for the work “boundary”, the words “main entry points” shall be substituted;
(c) after sub-rule (1) as so renumbered, the following sub-rule shall be inserted, namely :-
“(2) No liquor shop shall be licensed for retail, wholesale and consumption of liquor within a minimum distance of 200 metres from the Police CheckPost situated at the border”.

3. In the said rules, rule 6 shall be omitted.

4. In the said rules, in the schedule, after serial No V, the following shall be added, namely :-
“VI any other areas which are notified by the State Government from time to time.

Lobzang Bhutia, IAS
Secretary, Government of Sikkim,
Excise (ABKARI) Department.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 28th day of March, 2002 is hereby published for general information:-

THE SIKKIM APPROPRIATION ACT, 2002
(Act No. 5 of 2002)

AN ACT
to authorize payment and appropriation of certain further sums from and out of the Consolidate Fund of the State of Sikkim for the Services of the Financial Year 2001 – 2002.

BE it enacted by the Legislature of Sikkim in the Fifty –third Year of the Republic of India as follows:–

1. This Act may be called the Sikkim Appropriation Act, 2002.

2. From and out of the Consolidated Fund of the State of Sikkim, there may be paid and applied sums not exceeding those specified in column 5 of the Schedule amounting in the aggregate to the sum of twenty five crosses sixty two lakhs twelve thousand rupees towards defraying the several charges which will come in course for payment during the Financial Year 2001-2002 in respect of the services and purposes specified in column 2 of the Schedule.

3. The sum authorized to be paid and applied from and out of the Consolidated Fund of the State of Sikkim under this Act shall be appropriated for the services and purposes specified in the Schedule in relation to the said year.
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>No. of Demand Services and Purposes</th>
<th>Voted by the Legislative Assembly (in thousand of Rupees)</th>
<th>Charged on the Consolidated Fund</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>SUM NOT EXCEEDING</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.</td>
<td>Agriculture Revenue</td>
<td>2870</td>
<td>-</td>
<td>2870</td>
</tr>
<tr>
<td>2.</td>
<td>Animal Husbandary Revenue</td>
<td>9998</td>
<td>-</td>
<td>9998</td>
</tr>
<tr>
<td>3.</td>
<td>Building and Housing Revenue</td>
<td>8378</td>
<td>-</td>
<td>8378</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>1200</td>
<td>-</td>
<td>1200</td>
</tr>
<tr>
<td>4.</td>
<td>Co-operation Revenue</td>
<td>205</td>
<td>-</td>
<td>205</td>
</tr>
<tr>
<td>7.</td>
<td>Education</td>
<td>1805</td>
<td>-</td>
<td>1805</td>
</tr>
<tr>
<td>12.</td>
<td>Food, Civil Supplies and Consumer Affairs Revenue</td>
<td>125</td>
<td>-</td>
<td>125</td>
</tr>
<tr>
<td>13.</td>
<td>Forestry &amp; Wild Life Revenue</td>
<td>28633</td>
<td>-</td>
<td>28633</td>
</tr>
<tr>
<td></td>
<td>Governor</td>
<td>Revenue</td>
<td>-</td>
<td>548</td>
</tr>
<tr>
<td>14.</td>
<td>Health and Family Welfare Revenue</td>
<td>10563</td>
<td>-</td>
<td>10563</td>
</tr>
<tr>
<td>15.</td>
<td>Home Revenue</td>
<td>640</td>
<td>-</td>
<td>640</td>
</tr>
<tr>
<td>16.</td>
<td>Horticulture Revenue</td>
<td>2838</td>
<td>-</td>
<td>2838</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>200</td>
<td>-</td>
<td>200</td>
</tr>
<tr>
<td>20.</td>
<td>Irrigation Revenue</td>
<td>155</td>
<td>-</td>
<td>155</td>
</tr>
<tr>
<td>23.</td>
<td>Land Revenue</td>
<td>4474</td>
<td>-</td>
<td>4474</td>
</tr>
<tr>
<td>25.</td>
<td>Legislature Revenue</td>
<td>1960</td>
<td>230</td>
<td>2190</td>
</tr>
<tr>
<td>32.</td>
<td>Power Capital</td>
<td>56700</td>
<td>-</td>
<td>56700</td>
</tr>
<tr>
<td>34.</td>
<td>Public Health Engineering Revenue</td>
<td>2530</td>
<td>-</td>
<td>2530</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>49670</td>
<td>-</td>
<td>49670</td>
</tr>
<tr>
<td>35.</td>
<td>Roads and Bridges Revenue</td>
<td>5000</td>
<td>-</td>
<td>5000</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>53000</td>
<td>-</td>
<td>53000</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>4895</td>
<td>-</td>
<td>4895</td>
</tr>
<tr>
<td>39.</td>
<td>Social Welfare Revenue</td>
<td>4200</td>
<td>-</td>
<td>4200</td>
</tr>
<tr>
<td>40.</td>
<td>Sports and Youth Affairs Revenue</td>
<td>500</td>
<td>-</td>
<td>500</td>
</tr>
<tr>
<td>41.</td>
<td>Tourism</td>
<td>2651</td>
<td>-</td>
<td>2651</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>Total :</strong></td>
<td><strong>255190</strong></td>
<td><strong>255968</strong></td>
</tr>
</tbody>
</table>

By order of the Governor.

T.D. RINZING,
Secretary to the Govt. of Sikkim,
Law Department.

(F. No. 16(82) LD/77/Part II)
In exercise of the powers conferred by clause (c) of sub-section 83 of the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1988 (6 of 1988), the state Government hereby makes following rules, namely:-

1. (1) These rules may be called the Sikkim Private and Other Non-Forest Lands Tree Felling (Amendment) Rules, 2002.
   (2) They shall extend to the whole of Sikkim.
   (3) They shall come into force with immediate effect.

2. In rule 8 clauses (i) and (ii) of the Sikkim Private and Other Non-Forest Lands Tree Felling Rules, 2001 (hereinafter called the principal rules) the word “two” shall be substituted with the word “four”.

3. In rule 10 of the principal rules the following words shall be omitted, namely :-
   “and only such inspection fee shall be charged as may be fixed by the government by notification”.

4. In rule 17 of the principal rules in place of the words “ a tree “ and “tree” the following word shall be substituted namely, “trees”, after the words “an application disposed off under clause (i) of rules 7,8, and 9” the following words shall be added namely :-“
   
   Provided that if the construction is to be undertaken by any department or agency, whether Government or otherwise, then it shall transfer funds for carrying out the requirement of planting saplings under rules 13, to the Forest, Environment and Wildlife Department of the government of Sikkim on the basis of an estimate to be drawn up by that Department before the marking order is issued to it. The forest, Environment and Wildlife Department shall then plant the saplings on Government land”.

T.R. SHARMA, IFS,
PRINCIPAL C.C.F.- CUM-SECRETARY
FOREST, ENVIRONMENT AND WILDLIFE DEPARTMENT.
GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH & FAMILY WELFARE,
P.F.A. CELL
GANGTOK

No. 27/F(H)A/PFA. Dated the 27th March, 2002.

NOTIFICATION

In exercise of the powers conferred by clause (iv) of section 7 of the Prevention of Food Adulteration Act, 1954 (37 of 1954) read with rule 3 (1) (a) of the Sikkim Prevention of Food Adulteration Rules, 1991, the State Government hereby prohibits the sale of the following items in the State of Sikkim in the interest of public health with immediate effect till further order namely:-

1. Pan Parag
2. Pan Masala
3. Tulsi
4. Madhu Supari
5. Tamanna
6. Gutka Supari
7. Rajnigandha
8. Pass pass

DR. T.R. GYATSO,
FOOD (HEALTH) AUTHORITY.
DECLARATION U/S 6 OF LAND ACQUISITION ACT, 1894 (ACT 1 OF 1894)

Whereas the function of the Central Government under the land Acquisition Act, 1894 (1 of 1894) in relation to the acquisition of land for the purpose of the Union have been entrusted to the State Government by Notification No. 120 18/12/76 LRD dt. 10/01/78 issued by the Government of India in Ministry of Agriculture and Irrigation under clause (1) of Articles 258 of the constitution of India.

And whereas the Governor is satisfied that the land is needed for a public purpose, being a purpose of the Union, namely for the construction of 510 MW Teesta Hydroelectric Project Stage V by NHPC Ltd. (Government of India Enterprise) within the block of Daring, South Sikkim is hereby declared that several pieces of land comprising cadastral plot Nos.

SCHEDULE OF PROPERTIES –PART ‘A’

SCHEDULE OF PROPERTIES –PART ‘B’

East : Bank of River Teesta.
West : Footpath
North : P.F. of Shiva Pd. Dhungle, P.F. of H.B. chettri and Diki Lhamu,
South : Sikkim Sarkar (Kasmal) is needed for the aforesaid public purpose at the public expense within the aforesaid Daring Block, South Sikkim.

This declaration is made under the provision of Section 6 of Act 1 of 1894 to all whom it may concern. The plan of land may be inspected in the Office of the District Collector, South, Namchi.

Commissioner –Cum-Secretary,
Land Revenue Department,
Government of Sikkim, Gangtok.
File No. 1/LR(S).
NOTIFICATION

In exercise of the powers conferred by Article 316 (I) of the Constitution of India, the Governor is pleased to appoint Shri Tsewang Dorjee Bhutia as a Member of Sikkim Public Service Commission from the date he assumes charge of the Office for a period of 6(six) years or until he attains the age of 62 years whichever is earlier.

By Order.

D.L. LAMA,
ADDL. SECRETARY TO THE GOVT. OF SIKKIM,
DEPARTMENT OF PERSONNEL, AR & TRAINING.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, AR & TRAINING
GANGTOK

No. 02/GEN/DOP. Dated the 1st April, 2002.

NOTIFICATION

In exercise of the powers conferred by Article 316 (I) of the Constitution of India, the Governor is pleased to appoint Shri R.K. Pradhan, IPS (Rtd). as Chairman, Sikkim Public Service Commission from the date he assumes charge of the Office for a period of 6(six) years or until he attains the age of 62 years whichever is earlier.

By Order.

D.L. LAMA,
ADDL. SECRETARY TO THE GOVT. OF SIKKIM,
DEPARTMENT OF PERSONNEL, AR & TRAINING.
In partial modification of Notification No. 44/HOME/2000 dated 2<sup>nd</sup> May 2000 and Notification No. 56/HOME/2001 dated 9<sup>th</sup> August, 2001, the State Government is hereby pleased to appoint the following as Chairman of the organization(s) mentioned against their respective name(s) with immediate effect:

1. Shri Bhoj Raj Rai, MLA  
   State Trading Corporation of Sikkim
2. Shri Tulsi Prasad Pradhan, MLA  
   Sikkim Distilleries Ltd.
   Sikkim Khadi & Village Industries Board.

By Order.

S.W. TENZING,
CHIEF SECRETARY.

F.no. GOS/HOME-II/77/1.
NOTIFICATION

The Sikkim Legislative Assembly has voted the Demand for Grants for the year 2002-03 as presented to it on 23rd March 2002.

The State assembly has also passed the relevant Sikkim appropriation Bill – 2002 which was assented to by H.E. the Governor of Sikkim.

The estimates include the Demand for grants for the year 2002-03 along with the relevant Appropriation for the year 2002-03 as passed by the Legislative Assembly are placed at the disposal of the controlling Officer of the Grants concerned. The Budget Allocation of various Sub-ordinate Officers under the administrative control of each Controlling Officers shall be communicated by him to the Officer concerned.

T.T. Dorji, IAS,
Principal Secretary (Finance)
The Governor is pleased to upgrade the 2(two) posts of Inspector (T/L & Sanitation) presently in the scale of Rs. 5000-150-8000 to that in the scale of Rs. 7000-225-11500 in the Urban Development and Housing Department with effect from the upgraded post is filled – up through promotion on the recommendation of Sikkim Public Service commission.

This issues with the clearance of Finance Department.

By Order and in the name of the Governor.

C.L. Sharma,
Addl. Secretary to the Govt. of Sikkim,
Deptt. Of Personnel, AR & Trg.
NOTIFICATION

All the Lok Adalat Judges are hereby directed to hold Lok Adalats henceforth on Saturdays instead of Sunday or holidays. This supersedes all previous Notifications issued in this regard.

By Order.

A.P. Subba,
Member Secretary – I.
His Excellency the Governor of Sikkim is pleased to revive Sikkim Akademi, an autonomous organization, with immediate effect.

By order.

Mrs. Jayshree Pradhan, IAS
Commissioner – cum- Secretary,
Department of Cultural Affairs.
The Governor of Sikkim is pleased to appoint Mrs. Jayshree Pradhan, IAS, Commissioner-cum-Secretary, Department of Cultural Affairs, Government of Sikkim as President of Sikkim Akademi with immediate effect.

By Order.

H.K. Karki, S.C.S.
Additional Secretary,
Department of Cultural Affairs.
Gangtok, Thursday, 11th April, 2002 No. 100

DEPARTMENT OF EDUCATION
GOVERNMENT OF SIKKIM
GANGTOK


NOTIFICATION

The following four committee schools are hereby taken over by the Government as Lower Primary Schools with immediate effect:

1. Upper Satam, South aided school
2. Lower Namphring Committee School (south)
3. Namin Dharba Committee School (East)
4. Tangey Burbholey (South) Ratepani.

By Order.

K. P. Adhikari,
Special Secretary,
Education Department.
The Governor is pleased to grant risk allowance of Rs. 200/- (Rupees two hundred ) only per month to the Nurses under Health & Family Welfare Department with immediate effect.

By Order.

D.L. Lama,
Additional Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms & Training.
Hon’ble the Chief Justice has been pleased to appoint the following Advocates, as Oath Commissioners for a term of one year with immediate effect to administer oath on affidavit under the provisions of Section 139 of Code of Civil Procedure 1908, as amended up to date and under Section 297 of the Code of Criminal Procedure, 1973;

Sl. No.  Name
1.  Mr. Suraj Chettri, Advocate.
2.  Mrs. Anita Lepcha, Advocate.
3.  Mr. D.R. Thapa, Advocate.
4.  Mr. Ajay Rathi, Advocate.
5.  Miss Rekha Pradhan, Advocate.
6.  Mr. Jagat Bahadur Rai, Advocate.
7.  Mr. Amitab Shankar, Advocate.
8.  Miss Archana Rai, Advocate.
9.  Miss Kesang Diki Bhutia, Advocate.

The remuneration payable for attestation of affidavit is fixed as under :-

1. Attestation in the Court premises - Rs. 10/- per affidavit.
2. Attestation at the residence of deponent - Rs. 20/- per affidavit.

By Order.

Registrar General.
NOTIFICATION

Whereas it appears to the Governor that land is likely to be needed for public purpose, not being a purpose of the Union for construction of approach road to Ralong Hydroelectric project site under Namlong block and 1 km. 4 – chain link road by Sikkim Power Development Corporation Ltd. At Polok block, South Sikkim, it is hereby notified that the pieces of land comprising plot Nos. noted below under schedule of properties measuring area of 6,2640 hectares in Namlong block and 1,5860 hectares in Polok block is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid blocks of Namlong and Polok.

This notification is made, under the provision of Section 4(1) of Land Acquisition Act, 1894 read with the Notification to all to whom it may concern.

A plan of land may be inspected in the office of the District Collector, South.

In exercise of the powers conferred by the aforesaid Section the Governor is pleased to authorize the officers for the time being engaged in the undertaking, with their servants and workmen, to enter upon and survey the land and do all other acts required or permitted by that section.

And whereas there is urgency to acquire the land Governor is further pleased to direct under Section 17(4) that the provision of Section 5-A of the Act shall not apply.

Schedule of Properties

Namlung block

Polok block
4,28,29,32,55,56,58,59,90,92,93,95,101 and 102.

Commissioner – Cum – Secretary,
Land Revenue Department,
Government of Sikkim,
Gangtok.
File NO. 16/LR(S).
NOTIFICATION

Whereas the draft of the Sikkim Motor Vehicles (Amendment) Rules, 1998 was published as required by sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988) in the Sikkim Government Gazette, Extraordinary No. 474 dated : 3.12.2001 with the Notification of the Government of Sikkim in the Motor Vehicles Division No. 246/MV dated : 11.12.2001, inviting objection and suggestions from all persons likely to be affected thereby before the expiry of 45 days from the date on which the copies of the said Notification as published in the sikkim Government Gazette were made available to the public;

And whereas, the copies of the said Notification were made available to the public on 31.12.2001.

And whereas , no objections suggestions were received on the said draft amendment rule from any persons likely to be affected thereby.

Now, therefore, in exercise of the powers conferred by Section 65,95,96,107 and 176 read with section 311 of the said Act, the State Government hereby makes the following rules, further to amend the Sikkim Motor Vehicles Rules, 1991 namely :-

1. i) These rules may be called the Sikkim Motor Vehicles (amendment) Rules, 2001.
   ii) They shall extend to the whole of Sikkim.
   iii) They shall be deemed to have come into force on the 1st day of January, 2001.

2. In the Sikkim Motor Vehicles Rules, 1991 in rule 93 in sub-rule (2) in clause (c), in sub-clause (1), for the words and figure Rs. 2000/- (Rupees two thousand) per annum the words and figures Rs. 1000/- (Rupees one thousand) per annum shall be substituted.

T.W. BARFUNGPA, IAS,
Principal Secretary to the Govt. of Sikkim,
Transport Department.
NOTIFICATION

As provided under rule 146 of Sikkim Financial Rules, 1979, the Governor of Sikkim hereby makes the following Regulation for regulating the expenditures on the departmentally executed works:-

1. The Regulation shall be called “Mines & Geology Regulation 2001”.

2. They shall come into force from the date of notification.

2. (I) In this Regulation unless the context otherwise requires :-

   (1) Regulation means the Mines & Geology Regulation 2001”.
   (2) “Department” means the Department of Mines & Geology.
   (3) Competent Technical Authority means an authority who has been delegated with the technical and financial power to sanction as per Appendix – I.
   (4) “Competent Authority” means the Head of the department or subordinate authority to whom powers may be delegated in respect of the relevant duty or responsibility.

3. (1) No work shall be commenced or liability incurred unless :-

   (1) Administrative approval has been obtained from the Competent Authority.
   (2) Sanction to incur expenditure has been obtained from the Competent Authority.
   (3) Funds to cover the expenditure during the financial year have been provided by proper appropriation or re-appropriation.
   (4) Estimate and plan, wherever applicable, has been sanctioned by the Competent Technical Authority. (Appendix – 1)
(2) If, in any case, whether on grounds of urgency or otherwise, a work is required to be started, it shall be done under written orders of the Head of Department of the administrative Department concerned. Simultaneously, an intimation shall be sent to the Finance Department, intimating the approximate liability. It shall be regularized at the earliest by proper administrative approval, technical sanction to detailed estimate, expenditure sanction and budget provision.

(3) Since, the department is basically engaged in Research & Development oriented works, through qualified Geologists/Mining Engineers/Chemists & Surveyors, all works relating to investigating of Mines & Minerals and geo-engineering shall be executed departmentally irrespective of the financial involvement.

(4) Estimates expenditures, should be in conformity with the Schedule of Rates for the works related to Mining & Geological Investigation and Survey.

(5) Power and Sikkim Public Works Department Schedule of Rates and Specification shall be adopted for Electrical and Civil works.

(6) The Rules and Forms in this Manual may be supplemented, modified, amended or deleted by the Head of Department in consultation with the Finance Department and Accountant General, Sikkim.

(7) The powers delegated to the various levels of officers of the Department are mentioned in Appendix – 1 to this Manual. The Powers delegated to a particular authority shall not be redelegated to a Subordinate Authority without the specific approval of the Finance Department.

Estimate :

4.

(1) The detailed estimated for the works/project should be prepared on the basis of current schedule of Rates of the Department and in the case of Civil works, Sikkim Public Works Department Schedule of Rates applicable in the area has to be adopted.

(2) All works must be taken up after obtaining Technical and Financial sanction from the Competent Authority. Copies of the Sanction Orders must be communicated to the Finance Department, Accountant General, Sikkim and pay and accounts office, Government of Sikkim.

(3) Sanction to detailed estimates should be accompanied by a report containing particulars and details of works, scope, its location, construction plan and time of completion etc. wherever applicable.

(4) Sanction to an estimate must, on all occasions, be looked upon as strictly limited by the precise objects for which the estimate is intended to provide. Any anticipated or actual saving shall not without the approval of the competent Authority, be used to carry out additional works.
5. (1) All the works shall be executed departmentally by engaging casual/seasonal labourers.

(2) The execution authority should satisfy themselves by record/detailed measurements that the labour engaged was not excessive and the expenditure incurred is within the sanctioned estimate. Where the work is not susceptible to detailed measurement, a remark to that effect should be recorded.

(3) Assistant Mining Engineer/Assistant Chemist/Assistant Geologist shall be in charge of the execution of works. They shall be primarily responsible for the preparation of detailed estimates, plan of works and bill preparation and for speedy execution of works.

(4) Senior Mining Engineer/Senior Geologist/Senior Chemist shall be in charge of the works assigned to Assistant Mining Engineer/Assistant Geologist/Assistant Chemist. They shall supervise and guide Junior Officers in the execution of works, formulation of plans, and estimates, and preparing detail project Reports etc.

(5) Joint Director, Mining/Geology of their respective wings, shall satisfy themselves by conducting regular inspections and check the detail of works any time in course of execution or completion of works and ensure that the work is carried out according to specifications. They are also responsible for the formulation and preparation of detail project after the completion of works/projects.

6. (1) Labour payment :- Payment to labourers engaged on casual or seasonal basis for the works must be drawn on prescribed Muster Roll Forms charged to the estimate of the works for which they are engaged.

(2) Muster Roll, so prepared in Form, No. Mines & Geology – 01, should be used for a specified period not exceeding one month at a time. Supervisors should check the attendance of labourers daily before the commencement of works. Assistant Mining Engineer/Assistant Geologist must review the attendance once a week and Senior Geologist/Senior Engineer shall review it at least once a month.

(3) Labourers should be paid once each month but separate Muster Rolls should be prepared for each period of payment.

(4) The daily attendance and absence of a labourer should be recorded in such a way as to facilitate correct calculation and to prevent any unauthorized additions or alterations.
(5) At the close of the Muster Roll, i.e. after the Muster Roll is passed for payment, the following certificate should be given under date signature of Assistant Mining Engineer / Assistant Geologist/ Assistant Chemist concerned.

“Certified that the workers mentioned in the muster roll were actually employed by me on Government work and they were actually paid on my identification and in presence”.

(6) In the Muster Roll, the detail of progress of work must be recorded in addition to measurements recorded in the Measurement Book. If the work is not susceptible to measurement, a certificate to that effect should be recorded in the Muster Roll.

(7) After the payment is made to labourers and revenue receipts obtained on the Muster Roll form, the same should be returned to the Accounts Section of the Department immediately by Assistant Mining Engineer or Assistant Chemist or the Assistant Geologist. Payment for a subsequent month should not be released by the Drawing and Disbursing Officer unless, the paid Muster Roll Forms of the previous month is submitted by concerned Officer.

(8) The Assistant Mining Engineer / Assistant Geologist/Assistant Chemist must record entry in the Measurement Book, the details of the progress of work the rate allowed as per estimate, location, sanctioned amount etc. and forward the Muster Roll bill to concerned Senior Mining Engineer/Senior Geologist/Senior Chemist.

(9) Senior Mining Engineer/Senior Geologist/Senior Chemist must check the entries made in Measurement Book and verify the rates allowed as per estimates etc. and after satisfying himself with the entries made in the Measurement Book and Muster Roll Form, should countersign the Measurement Book and Muster Roll Form and forward the Muster Roll bill to Joint Director.

(10) Joint Director (Geology /Mining/Lab) after satisfying himself with the entries made in bills and Measurement Book should recommend for release of payment and forward the bill to Account Section of the Department.

**Register Works.**

7. A collective record of the expenditure incurred during the year on each work should be kept in Register of Works. It can be posted from the bill before the bill is sent to Pay & Accounts Office for payment. For each work estimate, a separate page can be allotted. Name of the work with job numbers, estimated amount and appropriation for the year should be indicated on top of the page and progressive expenditure watched against the estimate and appropriation.

**Store Purchased.**

8. Cost of store purchased for a work should be debited to the works Account directly and proper receipt, issues and balance should be maintained in the concerning register.
Accountability and record of work done shall be reflected in the form of detailed research papers and/or project reports, maps by Mining Engineers, Geologists, and Laboratory personnel after completion of any project or research work.

The Department of Mines & Geology, Government of Sikkim, shall be deemed to be a Consultancy Agency besides its accredited activities. User concerns shall pay consultation fees as prescribed by the Government from time to time.

Sd/-

K.B. CHHETRI
SECRETARY
MINES & GEOLOGY DEPARTMENT
GOVERNMENT OF SIKKIM
GANGTOK
The Governor of Sikkim is hereby pleased to revoke the appointment of Shri N.K. Subba, Chairman, State Trading Corporation of Sikkim and Shri Sonam Gyatso Lepcha, Chairman, Sikkim Khadi and Village Industries Board, appointed vide Notification No. 44/HOME/2000 dated 2nd May, 2000 and No. 56/HOME/2001 dated 9th August, 2001 respectively.

The notification shall be deemed to have come into force on the 3rd day of April, 2002.

By Order and in the name of the Governor.

S.K. Gautam,
Additional Secretary (P)
Home Department.
File No. Gos/Home-II/77/1
NOTIFICATION

Under Rule 256 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members have been elected to constitute the Public Accounts Committee for the year 2002-2003.

1. Shri N.K. Subba
2. Shri N.K. Pradhan and
3. Shri Sonam Gyatso Lepcha

The Speaker has been pleased to appoint Shri N.K. Subba to be the Chairman of the Committee.

N. Tshering, IAS
Secretary.
NOTIFICATION

Under Rule 257 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members have been elected to constitute the Estimates Committee for the year 2002-2003.

1. Shri Sonam Gyatso Lepcha
2. Shri N.K. Pradhan and
3. Shri N.K. Subba

2. The Speaker has been pleased to appoint Shri Sonam Gyatso Lepcha to be the Chairman of the Committee.

N. Tshering, IAS
Secretary.
The Governor is pleased to upgrade two posts of Assistant Controller of House – hold Affairs (State Guest House and Mintokgang) held by Mrs. Bipula Sharma and Ms. Usha Lama to that of Controller of House-hold Affairs in the scale of Rs. 7000-225-11500 under the Home Department immediate effect :-

Consequently, Mrs. Bipula Sharma, Assistant Controller of House – hold Affairs, State Guest House and Ms. Usha Lama, Assistant Controller of House - hold Affairs, Mintokgang under the Home Department are hereby promoted as controller of House-hold Affairs on officiating capacity with immediate effect.

By order and in the name of the Governor.

C.L. Sharma,
Additional Secretary to the Govt. of Sikkim,
Department of Personnel, Adm. Reform & Training.
NOTIFICATION

Read with notification No. 722/G/DOP dated 25.8.2001 and in pursuance of powers conferred under Sub-rule (2) of rule 3 of the Sikkim (State Election Commission) Rules, 1995 the State Government hereby appoints Shri D.K. Gajmer, I.A.S., Commission – cum- Secretary, Animal Husbandry & Veterinary Services Department as State Election Commission w.e.f. 27th September, 2001 the day on which he assumed charge.

By Order and in the name of the governor.

B.P. Pradhan, IAS,
Special Secretary, R.D.D.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30\textsuperscript{th} day of March, 2002 is hereby published for general information :-

THE SIKKIM ESSENTIAL SERVICES MAINTENANCE (AMENDMENT) ACT, 2002
(Act No. 1 of 2002)

AN ACT

To amend the Sikkim Essential Services Maintenance Act, 2002.

Be it enacted by the Legislature of Sikkim in the Fifty Third year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Essential Services Maintenance (Amendment) Act, 2002.
   (2) It extends to the whole of Sikkim.
   (3) It shall come into force at once.

2. In the Sikkim Essential Maintenance Act, 2000, (hereinafter referred to as the said Act), in section 2, after clause (a), the following clause shall be inserted, namely :-

   “(aa) ‘employment’ includes employment of any nature whether paid or unpaid”

3. In the said Act, after section 2, the following new section shall be inserted, namely :-
   ‘2A. Employment to which Act applies :- this Act shall apply :-
In the said Act, after section 3, the following new section shall be inserted, namely:-

“3A. Power to order persons engaged in certain employment to remain in specified areas.

(i) the Government or an officer authorized by it in this behalf, may, in respect of any employment or class of employment to which section 2A applies by general or special order, direct that any person or persons engaged in such employment shall not depart out of such area or areas as may be specified in such order.

(ii) An order made under sub-section (1) shall be published in such manner as the Government or the officer making the order considers fit to bring it to the notice of the persons affected thereby”.

By Order or the Governor.

T.D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16(82)LD/77-2002.
The following Act of the Sikkim Legislative Assembly having received the assent of the governor on 30th day of March, 2002 is hereby published for general information :-

**THE SIKKIM IRRIGATION WATER TAX ACT, 2002**

(Act No. 2 of 2002)

An ACT

To provide for levy and collection of tax from the owners of the land using water from Government Irrigation Channels and for matters connected therewith or incidental thereto.

Be it enacted by the Legislature of Sikkim in the Fifty - third Year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Irrigation Water Tax Act, 2002.
(2) It extends to the whole of Sikkim.
(3) It shall come into force on such date as the State Government may be notification, appoint.

2. This shall apply to all the owners of the land who use water for Irrigation of their land from the irrigation channel constructed and maintained by the State Government.

3. In this Act, unless the context otherwise requires;
   (a) “command area” means an irrigated area or capable of being irrigated by an irrigation channel as declared under sub-section (1) of the section 5 of the Act.
   (b) “department” means the Irrigation and Flood Control Department of the State Government;
   (c) “District Collector” means the Collector of the district having jurisdiction over the command area;
(d) “fasli year” means a period of twelve months commencing from the first day of July every year;

(e) “irrigation channel” means a channel constructed and maintained by the department for the purpose of irrigation the land;

(f) “land” means the land held by individual owner as per the records of right prepared during the last cadastral survey and maintained in the office of the District collector which may be a paddy field or cardamom field or dry field;

(g) “notification” means a notification published in the Official Gazette;

(h) “owner” means the owner of the land and includes his agent, attorney or caretaker but does not include tenant or kutiyadar or adiyadar;

(i) “prescribed” means prescribed by rules made under this Act;

(j) “State Government” means the Government of the State of Sikkim;

(k) “Year” means the financial year beginning on the first day of April and ending on the thirty first day of March next following.

4. On and from the date of commencement of this Act, there shall be levied and paid by every owner who hold land and uses water from the irrigation channel, a tax at the rate every year as specified in the Schedule appended to this Act.

5. (1) As soon as a new source of irrigation is augmented and constructed by the department it shall intimate in writing to the District Collector that the Irrigation Channel is ready to operation and also the command area proposed to be covered by the channel.

(2) The District Collector, on receipt of the intimation under sub-section (1) shall, by notification, declare the channel as the Government source of Irrigation and also declare the command area comprising the land belonging to such number of owners in the area as he may specify in the said notification.

(3) The District Collector shall, for the propose of determining the number of owners, cause a list to be prepared of such owners in such manner as may be prescribed, containing the names of every owner of the command area and extent and category of lands held by every owner who propose to use the water from irrigation channel notified under sub-section (2) and the amount of tax payable him for every fasli year.

(4) A list prepared under sub-section (3) shall be published at such place and in such a manner as may be prescribed and on such publication, every owner who is liable to pay water tax under this Act, shall be deemed to have notice of such tax.
(5) Any person interested in objecting the water tax assessed and specified in the list published under sub-section (4) may make an application in writing to the District Collector within thirty days from the date of publication of the list.

(6) The District Collector, as soon as may be, after the receipt of the application under sub-section (5) and in any case not later than fifteen days from the date of receipt, shall consider the application, hear the applicant in person and pass such order thereon if he thinks fit which shall, subject to the provision of section 6, be final.

(7) If no objection is received under sub-section (5) within the specified period, the water tax specified in the list published under sub-section (4) shall, subject to the provisions of section 5, be final.

6. Any person aggrieved by the order of the District Collector under sub-section (6) of section 5 may, within thirty days from the date of order, appeal against the order to the Commissioner, Land Revenue Department, who shall, after considering the appeal and hearing the appellant within fifteen days from the date of receipt of such appeal, pass such order as he thinks fit, confirming, modifying or annulling such order which shall be final.

7. (1) The manner of payment of water tax, the form for maintenance of accounts of its collection and preparation of statement of yearly collection shall be such as may be prescribed.

(2) The District Collector shall forward the yearly statement prepared under sub-section (1) to the State Government at end of every year.

8. (1) The distribution of water in a command area shall be in the following manner, namely:

(a) simultaneously to all lands if the water is sufficient to couple the whole command area at a time.

(b) on turn basis beginning from the land nearest to the source if the water is insufficient to couple the water command area at a time.

(i) A committee consisting of the following members belonging to that command area shall decide the turn system with the approval of the District Collector or an officer duly authorized by him:

(c) Zilla Panchyat Member;

(d) President of Gram Panchayat;

(e) Two members from among the owners of the land; and

(f) Revenue Supervisor.

9. Any dispute arising out of the distribution of water between the owners or between the owners and the Committee constituted under section 8 shall be referred to the District Collector whose decision thereon shall be final.

10. No assessment made, proceedings taken or order passed under this Act shall be called in question in any court of law.
11. No suit, prosecution or other legal proceedings shall lie against any officer or any other public servant for anything which is done in good faith or purported to be done under this Act or rules made thereunder.

12. Every officer of the State Government acting under the provisions of this Act shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code, 1860.

13. Every amount due under the provision of this Act shall be recoverable as an area of public due under the provisions of the Sikkim Public Demand Recovery Act, 1988.

14. If any difficulty arises in giving effect to the provisions of this Act, the same shall be referred to the State Government for decision.

15. If, in the opinion of the State Government, the enforcement of all or any of the provisions of this Act will cause hardship in any case or cases, the State Government may, by notification, setting out the grounds therefor, exempt permanently or for a specified period, such case or cases from all or any of the provisions of this Act, subject to such conditions, if any, as the State Government may deem fit to impose.

16. (1) The State Government may, by notification, make rules for carrying out the purposes of this Act.

   (2) In particular and without prejudice to the generality of the foregoing powers, such rules may provide for all or any of the following matters, namely: -

   1. manner of preparation of list of owners under sub-section (3) of section 5;
   2. manner of publication of the list under sub-section (4) of section 5;
   3. manner of keeping accounts and the form of register and statement under sub-section (1) of section 7;
   4. any other matter which may be or required to be prescribed.
Rate of tax payable by the owner of the land irrigated through irrigation channel per fasli year.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Category of Land</th>
<th>Classification</th>
<th>Rates per hectare.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Paddy Field</td>
<td>(a) Class -I</td>
<td>One hundred rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(b) Class – II</td>
<td>Eighty rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(c) Class - III</td>
<td>Sixty rupees per hectare</td>
</tr>
<tr>
<td>2</td>
<td>Cardamom field</td>
<td>(a) Class – I</td>
<td>Two hundred and fifty rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(b) Class – II</td>
<td>Two hundred rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(c) Class – III</td>
<td>One hundred and fifty rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(d) Class – IV</td>
<td>One hundred rupees per hectare</td>
</tr>
<tr>
<td>3</td>
<td>Dry field</td>
<td>(a) Class – I</td>
<td>Thirty rupees per hectare</td>
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<tr>
<td></td>
<td></td>
<td>(b) Class – II</td>
<td>Twenty rupees per hectare</td>
</tr>
<tr>
<td></td>
<td></td>
<td>(c) Class – III</td>
<td>Ten rupees per hectare</td>
</tr>
</tbody>
</table>

BY ORDER OF THE GOVERNOR.

T.D. RINZING,
SECRETARY TO THE GOVT. OF SIKKIM,
LAW DEPARTMENT.

F.NO. 16(82)LD/77-2002.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information:-

THE SIKKIM EXCISE (AMENDMENT) ACT, 2002
(Act No. 3 of 2002)
AN
ACT

To amend the Sikkim Excise Act, 1992.
BE it enacted by the Legislature of Sikkim in the Fifty – third Year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Excise (Amendment) Act, 2002.
(2) It extends to the Whole of Sikkim.
(3) It shall come into force at once.

2. In the Sikkim Excise Act, 1992 (hereinafter referred to as the said Act,) in Chapter II, for the heading “Establishment and Control”, the following shall be substituted, namely:-

“Establishement, Control and Appeal”.

3. In the said Act, after section 5, the following section shall be inserted, namely :-
“5A. Appeal.”
(1) An appeal shall lie from an order passed by :-
(i) any Excise Officer under this Act or under any rules made thereunder to the Excise Commissioner”, and
(ii) the Excise Commissioner from an orginal or appellate jurisdiction under this Act or under any rules made thereunder to the State Government to any Officer not below the rank of Secretary Excise to be appointed by the State Government by notification.

(2) For the purpose of an appeal under sub-section (1), the cases or classes of cases, the time, manner for presenting and the procedure for dealing with such appeals shall be as may be prescribed”.

4. In the said Act, for the words and figures “the Code of Criminal Procedure, 1898” wherever they occur, the words and figures “the Code of Criminal Procedure, 1973” shall be substituted.

5. In the said Act, in clause (d) of sub-sectin (1) of section 28, for the words and figures “the Dangerous Drugs Act, 1930”, the words and figures “the Narcotic Drugs and Psychotropic Substances Act, 1985” shall be substituted.

6. In the said Act, in sub-section (1) of section 65, for the word and figure “Chapter XV”, the word and figure “Chapter XIII” shall be substituted.

7. In the said Act, in section 66, In clause (b) of sub-section (1), for the word and figures “first clause of sub-section (1) of section 54 and section 56 of the said Code”, the words and figures “clause (a) of sub-section (1) of section and section 55 of the said Code” shall be substituted.

8. In the said Act, in section 67 :
(1) in sub-section (1) for the word and figure “section 76”, the word and figure “section 71 “, shall be substituted;
(2) in sub-section (6), for the word and figures “section 498 to 502,513, 514, 515 and 516”, the words and figures “section 440 – 444,445,446,449 and 450” shall be substituted;

9. The said Act, in section 83, for the words and figures “sections 337,339 and 339A”, the words and figures “sections 306 and 308”, shall be substituted.

By Order of the Governor.

T.D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16(82)LD/77-2002.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information:-

THE SIKKIM ELECTRONIC ENTERTAINMENT GAMES (CONTROL AND TAX) ACT, 2002
ACT NO. 4 OF 2002
AN ACT

to provide for the control and regulation of Electronic Entertainment Games, and to impose a tax on Electronic Entertainment Games, in the State of Sikkim.

WHEREAS it is expedient to provide for the control and regulation of Electronic Entertainment Games, and to impose a tax on Electronic Entertainment Games, in the State of Sikkim, it is hereby enacted in the Fifty-Third Year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Electronic Entertainment Games (Control and Tax) Act, 2002.
(2) It extends to the whole of the State of Sikkim.
(3) It shall come into force on such date as the State Government may be notification in the Official Gazette appoint.

2. In this Act, unless the context otherwise requires,-
(a) “Electronic Entertainment Centre” means a public place which provides or is used or is intended to be used for playing, organizing or exhibiting Electronic Entertainment Games;
“Electronic Entertainment Games” means all or any of such games of entertainment of chance played by means of any machine or instrument, as may be prescribed from time to time;

“Place” includes a building or a room or any other portion of a building or a tent, enclosure, space, vehicle or vessel;

“Public place” includes a place to which the public have or are permitted to have access, whether on payment or otherwise;

“Prescribed” means prescribed by rules made under this Act;

“Magistrate” means Judicial Magistrate.

3. (1) No Electronic Entertainment Games shall be played, organized or exhibited to any person at any public place, except at a Electronic Entertainment Games Centre in respect of which license is granted in accordance with the provisions of this Act and such license is in force.

(2) All Notifications or Instructions or Orders issued from time to time pertaining to gambling or wagering or betting shall not apply to a Electronic Entertainment Games licensed under this Act, or to any Electronic Entertainment Games played, organized or exhibited at such Electronic Entertainment Centre.

4. (1) Every person desiring to obtain a license referred to in section 3 shall make an application in writings to the State Government, in such form and manner as may be prescribed.

(2) On receipt of such application, the State Government may, after making such inquiry as it considers necessary, by order in writing, either grant the license or refuse to grant the license without assigning any reasons;

Provided that, where the State Government refuses to grant a license, it shall put on its record a brief statement of the reasons for such refusal.

(3) The fees on payment of which, the period for which, and the conditions subject to which, a license may be granted shall be such as may be prescribed.

(4) The State Government may, on application made to it, renew the license granted under this Act, on payment of the fee prescribed for renewal of a license or refuse to renew any such license without assigning any reasons, but the reasons for such refusal shall be stated on its record.

5. (1) The State Government may, at any time, after giving the holder of any license under this Act a reasonable opportunity of being heard, suspend or cancel the license on any one or more of the following grounds, namely:-

(a) that there has been a breach of any of the conditions subject to which the license was granted;
(b) that the holder of the license has contravened any of the provisions of this Act or the rules made thereunder.

(2) Whenever a license is suspended or cancelled, the State Government shall record a brief statement of the reasons for such suspension or cancellation and furnish a copy thereof to the person whose license has been suspended or cancelled.

6. Without prejudice to the provisions of the last preceding section, if the holder of any license under this Act or any person acting on his behalf has committed a breach of any of the conditions of the license, he shall, on conviction, be punished with fine which may extend upto fifteen thousand rupees.

7. (1) There shall be levied and collected and paid to the State Government, out of all moneys paid or agreed to be paid by the participants by way of stakes at any Entertainment Games played at any Electronic Games Centre licensed under this Act, a tax, at such rate not exceeding 25 per cent of all such moneys as the State Government may, by notification in the Official Gazette, specify in this behalf. Such portion of such moneys as is equal to the amount of the tax so levied shall be deemed to have been paid by the participants on account of the tax and shall be collected by the licensee at every game on behalf of the State Government and paid to the State Government or an officer authorized by the State Government in this behalf in such manner as may be prescribed.

(2) The tax payable under this Act shall be recoverable from the licensee as an arrear of land revenue.

8. Every holder of a license under this Act shall keep accounts relating to the Electronic Entertainment Games in such manner and submit to the State Government or to an officer authorized by the State Government in this behalf a statement of accounts in such form and at such intervals as may be prescribed. Such accounts shall in particular show the moneys paid by way of stakes in every Electronic Entertainment Game played at the Electronic Entertainment Centre and such other particulars as may be prescribed.

9. If any person liable under the last preceding section to keep accounts or to submit statement of accounts fails to keep accounts or to submit statements of accounts as required by that section or keeps accounts or submits statements of accounts which are false and which he either knows or believes to be false or does not believe to be true, without prejudice to the provisions of section 5, he shall, on conviction, be punished with fine which may extend upto fifteen thousand rupees.
10. (1) Where an officer authorized by the State Government in this behalf is not satisfied about the correctness or completeness of the accounts kept by any licensee or where any licensee fails to submit any statement of accounts as required by this Act, the said officer shall after giving a reasonable opportunity to the licensee to be heard and after taking into account all relevant material which he may have gathered, make the assessment of the tax payable by the licensee to the best of his judgment and call upon the licensee by order in writing to pay the amount of tax so assessed on or before such date as may be specified in the order.

(2) Any licensee aggrieved by any order made under sub-section (1) may appeal against the order to the State Government within a period of sixty days from the date of receipt of such order and the order passed by the State Government in appeal shall be final and shall not be called in question in any Court.

11. (1) If any person other than a licensee while playing any Electronic Entertainment Games at an Electronic Entertainment Centre licensed under this Act commits a breach of any of the conditions of the license as exhibited under sub-section (2) or of the rules to be observed in playing such games, he shall, on conviction be punished with fine which may extend up to three thousand rupees.

(2) Every licensee shall exhibit at prominent place within the Electronic Entertainment Centre the conditions subject to which the license is granted to him.

12. (1) Where an offence under this Act has been committed by a company, every person who at the time the offence was committed was in charge of an was responsible to, the company for the conduct of. The business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly;

Provided that, nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1) where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation : For the purposes of this section;
(a) “Company” means a body corporate, and includes a firm or other association of individuals; and
(b) “Director”, in relation to a firm means a partner in the firm.

13. (1) The State Government or any officer authorized by it in this behalf may, either before or after the institution of proceedings for any offence punishable under this Act or any rules made thereunder, accept from any person charged with such offence by way of composition of the offence such sum of exceeding double the maximum account of fine to which he is liable on conviction for such offence as may be determined by the State Government or the authorized officer as the case may be.

(2) On payment of such sum as may be determined under sub-section (1), no further proceedings shall be taken against the accused person in respect of the same offence.

14. The State Government or any officer authorized by it in this behalf may, for the purposes of this Act, at all reasonable times;
(i) require any licensee to produce before it or him accounts or other documents or to furnish any other information, or
(ii) inspect the accounts of any licensee.

15. (1) It shall be lawful for any police officer, not below the rank of Deputy Superintendent of Police, authorized by the State Government in this behalf by general or special order in writing.

(a) to enter, if necessary, by force, whether by day or night, with such assistants as he considers necessary, at any Electronic Entertainment Games Centre where he has reason to believe that any provision of this act or the rules made there under are or are being or are likely to be contravened or a breach of any of the conditions of the license is or is likely to be committed;

(b) to search the place and the persons whom he may find therein;

(c) to take into custody and produce before a Judicial Magistrate all such persons as are concerned or against whom a reasonable complaint has been make or credible information has been received or a reasonable suspicion exists having been concerned with any contravention or breach referred in clause (a), and

(d) to seize all things therein which are intended to be used or are reasonable suspected to have been used in connection with such contravention or breach.

(2) All searches under this section shall be made in accordance with the provisions of the code of Criminal Procedure, 1973.

16. All offences under this Act shall be cognizable and bailable.
17. No suit, prosecution or other legal proceeding shall lie against the State Government or any officer or Government for anything which is in good faith done or intended to be done under this Act or the rule made thereunder.

18. (1) The State Government may, by notification in the Official Gazette, and subject to the condition of previous publication, make rules for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely :

(a) the games of changes/entertainment which shall be Electronic Entertainment Games for the purposes of this Act and the rules to be observed in playing such games;
(b) the form and manner of making application for a license and the fees to be paid for its grant or renewal and the conditions subject to which it may be granted;
(c) the manner of keeping accounts relating to a Electronic Entertainment Games, the other particulars to be shown in the accounts and the form in which and the intervals at which they shall be submitted to the State Government, or to the officer authorized;
(d) the restrictions or conditions with regard to the age or other conditions of the persons who may be admitted to, or employed in, an Electronic Entertainment Center or who may be permitted to play Electronic Entertainment Games or otherwise take part in the organization or exhibition of such games;
(e) the other restrictions or conditions with regard to the admission of the participants and guests to an Electronic Entertainment Games and the fees, if any, to be charged for their admission;
(f) the hours and days when an Electronic Entertainment Centre may be kept open;
(g) the types and specifications of the places which may be used for housing an Electronic Entertainment Center and the localities where Electronic Entertainment Centre may be situated and the maximum number of licenses which may be granted in any area or locality;
(h) the types of notices to be exhibited and the manner in which they are to be exhibited in or outside an Electronic Entertainment Centre;
(i) the restrictions or conditions with regard to the advertisements pertaining to an Electronic Entertainment Games;
(j) the restrictions or conditions with regard to providing credit facilities by the licensee to the participants in Electronic Entertainment Games and the prohibition or regulation of participation by proxy in Electronic Entertainment Games;
(k) any other matter which is required to be or may be prescribed.
In making any rule the State Government may direct that a breach thereof by a licensee or by any person acting on his behalf shall, on conviction, be punished with fine not exceeding fifteen thousand rupees and a breach thereof by any other person shall, on conviction, be punished with fine not exceeding three thousand rupees.

(3) Every ruled made under this section shall be laid as soon as may be after it is made before the House of the State Legislature while it is in session for a total period of thirty days which may be comprised in one session or in two successive sessions, and if, before the expiry of the session in which it is so laid or the session immediately following, the House agrees in making any modification in the rule or the House agrees that the rule should not be made, and notify such decision in the Official Gazette, the rule shall from the date of publication of such notification have effect only in such modified form or be of no effect, as the case may be; so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done or omitted to be done under that rule.

By order of the Governor.

T.D. RINZING,
Secretary to the Govt. of Sikkim,
Law Department.

F.No. 116(82)/LD/77-2002.
SIKKIM

GOVERNMENT

GAZETTE

EXTRA ORDINARY
PUBLISHED BY AUTHORITY

Gangtok, Tuesday, 23rd April, 2002 No. 114

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK


NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information:-

THE SIKKIM ELECTRONIC ENTERTAINMENT GAMES (CONTROL AND TAX) ACT, 2002
ACT NO. 4 OF 2002
AN ACT

Preamble

to provide for the control and regulation of Electronic Entertainment Games, and to impose a tax on Electronic Entertainment Games, in the State of Sikkim.

WHEREAS it is expedient to provide for the control and regulation of Electronic Entertainment Games, and to impose a tax on Electronic Entertainment Games, in the State of Sikkim, it is hereby enacted in the Fifty-Third Year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Electronic Entertainment Games (Control and Tax) Act, 2002.
(2) It extends to the whole of the State of Sikkim.
(3) It shall come into force on such date as the State Government may be notification in the Official Gazette appoint.

Definitions.

3. In this Act, unless the context otherwise requires,-
3. (1) No Electronic Entertainment Games shall be played, organized or exhibited to any person at any public place, except at a Electronic Entertainment Games Centre in respect of which license is granted in accordance with the provisions of this Act and such license is in force.

(5) All Notifications or Instructions or Orders issued from time to time pertaining to gambling or wagering or betting shall not apply to a Electronic Entertainment Games licensed under this Act, or to any Electronic Entertainment Games played, organized or exhibited at such Electronic Entertainment Centre.

4. (1) Every person desiring to obtain a license referred to in section 3 shall make an application in writings to the State Government, in such form and manner as may be prescribed.

(2) On receipt of such application, the State Government may, after making such inquiry as it considers necessary, by order in writing, either grant the license or refuse to grant the license without assigning any reasons;

Provided that, where the State Government refuses to grant a license, it shall put on its record a brief statement of the reasons for such refusal.

(6) The fees on payment of which, the period for which, and the conditions subject to which, a license may be granted shall be such as may be prescribed.

(7) The State Government may, on application made to it, renew the license granted under this Act, on payment of the fee prescribed for renewal of a license or refuse to renew any such license without assigning any reasons, but the reasons for such refusal shall be stated on its record.

5. (1) The State Government may, at any time, after giving the holder of any license under this Act a reasonable opportunity of being heard, suspend or cancel the license on any on or more of the following grounds, namely:-
(c) that there has been a breach of any of the conditions subject to which the license was granted;
(d) that the holder of the license has contravened any of the provisions of this Act or the rules made thereunder.

(3) Whenever a license is suspended or cancelled, the State Government shall record a brief statement of the reasons for such suspension or cancellation and furnish a copy thereof to the person whose license has been suspended or cancelled.

7. Without prejudice to the provisions of the last preceding section, if the holder of any license under this Act or any person acting on his behalf has committed a breach of any of the conditions of the license, he shall, on conviction, be punished with fine which may extend up to fifteen thousand rupees.

7. (1) There shall be levied and collected and paid to the State Government, out of all moneys paid or agreed to be paid by the participants by way of stakes at any Entertainment Games played at any Electronic Games Centre licensed under this Act, a tax, at such rate not exceeding 25 per cent of all such moneys as the State Government may, by notification in the Official Gazette, specify in this behalf. Such portion of such moneys as is equal to the amount of the tax so levied shall be deemed to have been paid by the participants on account of the tax and shall be collected by the licensee at every game on behalf of the State Government and paid to the State Government or an officer authorized by the State Government in this behalf in such manner as may be prescribed,

(3) The tax payable under this Act shall be recoverable from the license as an arrear of land revenue.

8. Every holder of a license under this Act shall keep accounts relating to the Electronic Entertainment Games in such manner and submit to the State Government or to an officer authorized by the State Government in this behalf a statement of accounts in such form and at such intervals as may be prescribed. Such accounts shall in particular show the moneys paid by way of stakes in every Electronic Entertainment Game played at the Electronic Entertainment Centre and such other particulars as may be prescribed.

10. If any person liable under the last preceding section to keep accounts or to submit statement of accounts fails to keep accounts or to submit statements of accounts as required by that section or keeps accounts or submits statements of accounts which are false and which he either knows or believes to be false or does not believe to be true, without prejudice to the provisions of section 5, he shall, on conviction, be punished with fine which may extend up to fifteen thousand rupees.
10. (1) Where an officer authorized by the State Government in this behalf is not satisfied about the correctness or completeness of the accounts kept by any licensee or where any licensee fails to submit any statement of accounts as required by this Act, the said officer shall after giving a reasonable opportunity to the licensee to be heard and after taking into account all relevant material which he may have gathered, make the assessment of the tax payable by the licensee to the best of his judgment and call upon the licensee by order in writing to pay the amount of tax so assessed on or before such date as may be specified in the order.

(4) Any licensee aggrieved by any order made under sub-section (1) may appeal against the order to the State Government within a period of sixty days from the date of receipt of such order and the order passed by the State Government in appeal shall be final and shall not be called in question in any Court.

11. (1) If any person other than a licensee while playing any Electronic Entertainment Games at an Electronic Entertainment Centre licensed under this Act commits a breach of any of the conditions of the license as exhibited under sub-section (2) or of the rules to be observed in playing such games, he shall, on conviction be punished with fine which may extend up to three thousand rupees.

(2) Every licensee shall exhibit at prominent place within the Electronic Entertainment Centre the conditions subject to which the license is granted to him.

12. (1) Where an offence under this Act has been committed by a company, every person who at the time the offence was committed was in charge of an was responsible to, the company for the conduct of. The business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly;

Provided that, nothing contained in this sub-section shall render any such person liable to any punishment provided in this Act if he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section.

(1) Where an offence under this Act has been committed by a company and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation : For the purposes of this section;

(a) “Company” means a body corporate, and includes a firm or other association of individuals; and

(b) “Director”, in relation to a firm means a partner in the farm.
13. (1) The State Government or any officer authorized by it in this behalf may, either before or after the institution of proceedings for any offence punishable under this Act or any rules made thereunder, accept from any person charged with such offence by way of composition of the offence such sum of exceeding double the maximum account of fine to which he is liable on conviction for such offence as may be determined by the State Government or the authorized officer as the case may be.

(2) On payment of such sum as may be determined under sub-section (1), no further proceedings shall be taken against the accused person in respect of the same offence.

14. The State Government or any officer authorized by it in this behalf may, for the purposes of this Act, at all reasonable times;- 

(i) require any licensee to produce before it or him accounts or other documents or to furnish any other information, or

(ii) inspect the accounts of any licensee.

15. (1) It shall be lawful for any police officer, not below the rank of Deputy Superintendent of Police, authorized by the State Government in this behalf by general or special order in writing.

(a) to enter, if necessary, by force, whether by day or night, with such assistants as he considers necessary, at any Electronic Entertainment Games Centre where he has reason to believe that any provision of this act or the rules made there under are or are being or are likely to be contravened or a breach of any of the conditions of the license is or is likely to be committed;

(b) to search the place and the persons whom he may find therein;

(c) to take into custody and produce before a Judicial Magistrate all such persons as are concerned or against whom a reasonable complaint has been make or credible information has been received or a reasonable suspicion exists having been concerned with any contravention or breach referred in clause (a), and

(d) to seize all things therein which are intended to be used or are reasonable suspected to have been used in connection with such contravention or breach.

(2) All searches under this section shall be made in accordance with the provisions of the code of Criminal Procedure, 1973.

16. All offences under this Act shall be cognizable and bailable.

17. No suit, prosecution or other legal proceeding shall lie against the State Government or any officer or Government for anything which is in good faith done or intended to be done under this Act or the rule made thereunder.
18. (1) The State Government may, by notification in the Official Gazette, and subject to the condition of previous publication, make rules for carrying out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:

(a) the games of changes/entertainment which shall be Electronic Entertainment Games for the purposes of this Act and the rules to be observed in playing such games;
(b) the form and manner of making application for a license and the fees to be paid for its grant or renewal and the conditions subject to which it may be granted;
(c) the manner of keeping accounts relating to a Electronic Entertainment Games, the other particulars to be shown in the accounts and the form in which and the intervals at which they shall be submitted to the State Government, or to the officer authorized;
(d) the restrictions or conditions with regard to the age or other conditions of the persons who may be admitted to, or employed in, an Electronic Entertainment Center or who may be permitted to play Electronic Entertainment Games or otherwise take part in the organization or exhibition of such games;
(e) the other restrictions or conditions with regard to the admission of the participants and guests to an Electronic Entertainment Games and the fees, if any, to be charged for their admission;
(f) the hours and days when an Electronic Entertainment Centre may be kept open;
(g) the types and specifications of the places which may be used for housing an Electronic Entertainment Center and the localities where Electronic Entertainment Centre may be situated and the maximum number of licenses which may be granted in any area or locality;
(h) the types of notices to be exhibited and the manner in which they are to be exhibited in or outside an Electronic Entertainment Centre;
(i) the restrictions or conditions with regard to the advertisements pertaining to an Electronic Entertainment Games;
(j) the restrictions or conditions with regard to providing credit facilities by the licensee to the participants in Electronic Entertainment Games and the prohibition or regulation of participation by proxy in Electronic Entertainment Games;
(k) any other matter which is required to be or may be prescribed.

(5) In making any rule the State Government may direct that a breach thereof by a licensee or by any person acting on his behalf shall, on conviction, be punished with fine not exceeding fifteen thousand rupees and a breach thereof by any other person shall, on conviction, be punished with fine not exceeding three thousand rupees.

(6) Every ruled made under this section shall be laid as soon as may be after it is made before the House of the State Legislature while it is in session for a total period of thirty days which may be comprised in one session or in
two successive sessions, and if, before the expiry of the session in which it
is so laid or the session immediately following, the House agrees in
making any modification in the rule or the House agrees that the rule
should not be made, and notify such decision in the Official Gazette, the
rule shall from the date of publication of such notification have effect only
in such modified form or be of no effect, as the case may be; so however,
that any such modification or annulment shall be without prejudice to the
validity of anything previously done or omitted to be done under that rule.

By order of the Governor.

T.D. RINZING,
Secretary to the Govt. of Sikkim,
Law Department.

F.No. 116(82)/LD/77-2002.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information:-

THE SIKKIM APPROPRIATION ACT, 2002
(Act No. 6 of 2002)

To authorize payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Sikkim for the Services of the Financial Year 2002-2003.

BE it enacted by the Legislature of Sikkim in the Fifty third Year of the Republic of India as follows :-

a. This Act may be called the Sikkim Appropriation Act, 2002.

b. From and out of the Consolidated Fund of the State of Sikkim there may be paid and applied sums not exceeding those specified in column 5 of the Schedule amounting in the aggregate to the sum of Rupees two thousand nine crores sixty two lakhs twenty eight thousand only towards defraying the several charges which will come in course of payment during the Financial year 2002-2003 in respect of the services and purposes specified in column 2 of the Schedule.

c. The sum authorized to be paid and applied from and out of the Consolidated Fund of the State of Sikkim by this Act shall be appropriated for the services and purposes in the Schedule in relation to the said year.
<table>
<thead>
<tr>
<th>No. of Demand</th>
<th>SERVICES AND PURPOSES</th>
<th>(In thousand of Rupees)</th>
<th>SUM NOT EXCEEDING</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Voted by Legislative</td>
<td>Charged on the Consolidated Fund</td>
</tr>
<tr>
<td>1.</td>
<td>Agriculture Revenue</td>
<td>223964</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>2500</td>
<td>-</td>
</tr>
<tr>
<td>2.</td>
<td>Animal Husbandry Revenue</td>
<td>112419</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>2600</td>
<td>-</td>
</tr>
<tr>
<td>3.</td>
<td>Buildings and Housing Revenue</td>
<td>59757</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>101450</td>
<td>-</td>
</tr>
<tr>
<td>4.</td>
<td>Co-operation Revenue</td>
<td>39371</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>4000</td>
<td>-</td>
</tr>
<tr>
<td>5.</td>
<td>Culture Revenue</td>
<td>30922</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>6500</td>
<td>-</td>
</tr>
<tr>
<td>6.</td>
<td>Ecclesiastical Revenue</td>
<td>9600</td>
<td>-</td>
</tr>
<tr>
<td>7.</td>
<td>Education Revenue</td>
<td>1330704</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>246900</td>
<td>-</td>
</tr>
<tr>
<td>8.</td>
<td>Election Revenue</td>
<td>8195</td>
<td>-</td>
</tr>
<tr>
<td>9.</td>
<td>Excise Revenue</td>
<td>15425</td>
<td>-</td>
</tr>
<tr>
<td>10.</td>
<td>Finance Revenue</td>
<td>10556955</td>
<td>954551</td>
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<td></td>
<td>Capital</td>
<td>4100</td>
<td>274105</td>
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<td>11.</td>
<td>Fisheries Revenue</td>
<td>15750</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>1300</td>
<td>-</td>
</tr>
<tr>
<td>12.</td>
<td>Food, Civil Supplies &amp; Consumer Affairs</td>
<td>97625</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>2235</td>
<td>-</td>
</tr>
<tr>
<td>13.</td>
<td>Forestry &amp; Wild Life Revenue</td>
<td>210155</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>2500</td>
<td>-</td>
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<tr>
<td></td>
<td>Governor</td>
<td>-</td>
<td>12151</td>
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<tr>
<td></td>
<td>Capital</td>
<td>31245</td>
<td>-</td>
</tr>
<tr>
<td>15.</td>
<td>Home</td>
<td>94615</td>
<td>-</td>
</tr>
<tr>
<td>16.</td>
<td>Horticulture</td>
<td>72045</td>
<td>-</td>
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<tr>
<td></td>
<td>Capital</td>
<td>4000</td>
<td>-</td>
</tr>
<tr>
<td>17.</td>
<td>Industries</td>
<td>133171</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>39500</td>
<td>-</td>
</tr>
<tr>
<td>18.</td>
<td>Information and Public Relation</td>
<td>40487</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>500</td>
<td>-</td>
</tr>
<tr>
<td>19.</td>
<td>Information Technology</td>
<td>7000</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>3000</td>
<td>-</td>
</tr>
<tr>
<td>20.</td>
<td>Irrigation &amp; Flood Control</td>
<td>141233</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>20500</td>
<td>-</td>
</tr>
<tr>
<td>21.</td>
<td>Judiciary</td>
<td>23571</td>
<td>16500</td>
</tr>
<tr>
<td>22.</td>
<td>Labour</td>
<td>5280</td>
<td>-</td>
</tr>
<tr>
<td>23.</td>
<td>Land Revenue</td>
<td>215492</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>3000</td>
<td>-</td>
</tr>
<tr>
<td>No.</td>
<td>Ministry/Service</td>
<td>Revenue</td>
<td>Capital</td>
</tr>
<tr>
<td>-----</td>
<td>----------------------------------------</td>
<td>---------</td>
<td>---------</td>
</tr>
<tr>
<td>24.</td>
<td>Law</td>
<td>10415</td>
<td>-</td>
</tr>
<tr>
<td>25.</td>
<td>Legislature</td>
<td>26840</td>
<td>1380</td>
</tr>
<tr>
<td>26.</td>
<td>Mines &amp; Geology</td>
<td>11987</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>5300</td>
<td>-</td>
</tr>
<tr>
<td>27.</td>
<td>Motor Vehicles</td>
<td>9536</td>
<td>-</td>
</tr>
<tr>
<td>29.</td>
<td>Personnel Administrative Reforms and Training</td>
<td>13255</td>
<td>-</td>
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<tr>
<td>30.</td>
<td>Planning and Development</td>
<td>139740</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>35000</td>
<td>-</td>
</tr>
<tr>
<td>31.</td>
<td>Police</td>
<td>519571</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>26200</td>
<td>-</td>
</tr>
<tr>
<td>32.</td>
<td>Power</td>
<td>305569</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>694000</td>
<td>-</td>
</tr>
<tr>
<td>33.</td>
<td>Printing &amp; Stationery</td>
<td>26035</td>
<td>-</td>
</tr>
<tr>
<td>34.</td>
<td>Public Health Engineering</td>
<td>54960</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>227894</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Public Service Commission</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>35.</td>
<td>Roads &amp; Bridges</td>
<td>311436</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>535793</td>
<td>-</td>
</tr>
<tr>
<td>36.</td>
<td>Rural Development</td>
<td>284880</td>
<td>--</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>325600</td>
<td>-</td>
</tr>
<tr>
<td>37.</td>
<td>Science and Technology</td>
<td>7500</td>
<td>--</td>
</tr>
<tr>
<td>38.</td>
<td>Sikkim Nationalised Transport</td>
<td>216465</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>23535</td>
<td>-</td>
</tr>
<tr>
<td>39.</td>
<td>Social Welfare</td>
<td>165987</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>24600</td>
<td>-</td>
</tr>
<tr>
<td>40.</td>
<td>Sports &amp; Youth Affairs</td>
<td>19642</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>94300</td>
<td>-</td>
</tr>
<tr>
<td>41.</td>
<td>Tourism</td>
<td>61021</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>20025</td>
<td>-</td>
</tr>
<tr>
<td>42.</td>
<td>Urban Development &amp; Housing</td>
<td>75694</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Capital</td>
<td>109800</td>
<td>-</td>
</tr>
<tr>
<td>43.</td>
<td>Vigilance</td>
<td>12825</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td>18832971</td>
<td>1263257</td>
</tr>
</tbody>
</table>

By Order of the Governor.

T.D. Rinzing,
Secretary to the Government of Sikkim,
Law Department.

File No. 16(82) LD/77-2002.
GOVERNMENT OF SIKKIM

LAW DEPARTMENT

GANGTOK

No. 7/LD/2002       Dated the 10\textsuperscript{th} April, 2002.

NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30\textsuperscript{th} day of March, 2002 is hereby published for general information :-

THE SIKKIM COURT FEES AND STAMPS ON DOCUMENTS
(AMENDMENT) ACT, 2002
(ACT NO. 7 OF 2002)
AN
ACT

To amend the Sikkim Court Fees and Stamps on Documents Rules, 1928.
BE it enacted by the Legislature of Sikkim in the Fifty – third Year of the Republic of India as follows :-

1. (1) this Act may be called the Sikkim Court Fees and Stamps on Document (Amendment) Act, 2002.
(2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Sikkim Court Fees and Stamps on Documents Rules, 1928, in Schedule (A), in serial number (1), against the “plaints in Civil Suits or Civil Appeals”, under the column “Value of Stamp chargeable”, for the words “annas two in a rupee”, the words and figure “6(six) percentum”, shall be substituted.

By order of the Governor.

T. D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.

File No. 16(82)LD/77-2002.
NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information :-

THE SIKKIM LEGISLATIVE ASSEMBLY MEMBERS (PAYMENT OF PENSION) AMENDMENT ACT, 2002,
(ACT NO. 8 OF 2002)
AN ACT

Further to amend the Sikkim Legislative Assembly Members (Payment of Pension) Act, 1984.

Be it enacted by the Legislative Assembly of Sikkim in the Fifty – third Year of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Legislative Assembly Members (Payment of Pension) Amendment Act, 2002.
   (2) It shall come into force on the date of its publication in the Official Gazette.

2. In the Sikkim Legislative Assembly Members (Payment of Pension) Act, 1984, (hereinafter referred to as the said Act), in section 3, after sub-sectin (2) the following sub-section shall be inserted namely;
   “(3) In the event of death of Ex-Legislator, his/her spouse shall be entitled to draw family pension at the rate of 75% of the pension amount to which the deceased would have been entitled had he been alive”.

3. In the said Act, in section 4, in clauses (a) and (b) of sub-section (2), for the words “five hundred”, wherever they occur, the words “three thousand “ shall be substituted.

By Order of the Governor.

T. D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.
File No. 16(82)LD/97-2002.
GOVERNMENT OF SIKKIM

LAW DEPARTMENT

GANGTOK

No. 9/LD/2002

Dated the 10th April, 2002.

NOTIFICATION

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 30th day of March, 2002 is hereby published for general information:--

THE SIKKIM MUNICIPALITIES (AMENDMENT) ACT, 2002

(ACT NO. 9 OF 2002)

AN

ACT

Further to amend the Sikkim Municipalities Act, 1995.

Be it enacted by the Legislature of Sikkim in the fifty – third year of the Republic of India as follows:--

Short title, extent and commencement.

1. This Act may be called the Sikkim Municipalities (Amendment) Act, 2002.
2. It extends to the whole of Sikkim.
3. It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint and different dates may be appointed for different areas and for different provisions of this Act.

Amendment of section 6.

2. In the Sikkim Municipalities Act, 1995, in section 6, in sub-section (1), for the word ‘ninety’, the words ‘one hundred and eighty’ shall be substituted.

By Order of the Governor.

T. D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.
File No. 16(82)LD/77-2002.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK


NOTIFICATION

The State Government is hereby pleased to constitute a Committee to look into the need of further decentralisation of financial powers for effective control, monitoring and implementation of schemes and make suitable recommendations for Government approval.

The committee shall comprise of the following members :-

<table>
<thead>
<tr>
<th></th>
<th>Name</th>
<th>Role</th>
</tr>
</thead>
<tbody>
<tr>
<td>a</td>
<td>Principal Secretary, Finance</td>
<td>Chairman</td>
</tr>
<tr>
<td>b</td>
<td>Secretary, Roads &amp; Bridges</td>
<td>Member</td>
</tr>
<tr>
<td>c</td>
<td>Secretary, Buildings &amp; Housing</td>
<td>Member</td>
</tr>
<tr>
<td>d</td>
<td>Secretary, Power</td>
<td>Member</td>
</tr>
<tr>
<td>e</td>
<td>Secretary, Rural Development Department</td>
<td>Member</td>
</tr>
<tr>
<td>f</td>
<td>Secretary, Land Revenue</td>
<td>Member</td>
</tr>
<tr>
<td>g</td>
<td>Secretary Agriculture</td>
<td>Member</td>
</tr>
<tr>
<td>h</td>
<td>Secretary, Horticulture</td>
<td>Member</td>
</tr>
<tr>
<td>i</td>
<td>Controller of Accounts</td>
<td>Member</td>
</tr>
<tr>
<td>j</td>
<td>Direct or, Accounts</td>
<td>Member</td>
</tr>
<tr>
<td>k</td>
<td>Director, Budget</td>
<td>Member</td>
</tr>
<tr>
<td>l</td>
<td>Managing Director, SBS</td>
<td>Member</td>
</tr>
<tr>
<td>m</td>
<td>Director, Treasury (Pay &amp; Accounts)</td>
<td>Member</td>
</tr>
<tr>
<td>n</td>
<td>Accountant General or his representative.</td>
<td>Member Secretary</td>
</tr>
</tbody>
</table>
The terms of reference of the Committee may be as under :-

1. To review all powers at the district level with reference to the PWD Code and Manual and SFR.
2. To delegate financial powers to the Heads of District Officers and HODS.
3. To establish a mechanism whereby release of payment by the banks will be done only after the approval by the District Collector.
4. Transfer and posting of adequate accounts officers and staff to the district offices.
5. To institutionalise the role of District Collectors in financial matters by making suitable provision under the Sikkim Financial Rules and PWD Code and also in the State Bank of Sikkim which functions as a Treasury.
6. Any other matter which the committee may deem fit.
7. The Committee may also co-opt any other member as they deem necessary.
8. The Committee shall submit its report with clear recommendations within one month from the date of issue of the Notification.

S.K. Gautam,
Additional Secretary (P)
Home Department.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

No. SLAS/2002-03/5(1)/47. Dated the 18/04/2002.

NOTIFICATION

In pursuance of Rule 273-A(1) of the Rule of Procedure and Conduct of Business in Sikkim Legislative Assembly, the Hon’ble Speaker has been pleased to nominate the following members of the Sixth Sikkim Legislative Assembly to constitute the Library Committee for the year 2003.

Shri J.K. Bhandari and
Shri Tseten Tashi Bhutia.

Under rule 273-A(1) of the said Rules, Shri Palden Lachungpa, Hon’ble Deputy Speaker shall be the ex-officio Chairman of the Committee.

N. Tshering, IAS
Secretary.
NOTIFICATION

In pursuance of Rule 271 of the Rule of Procedure and Conduct of Business in Sikkim Legislative Assembly, the Hon’ble Speaker has been pleased to nominate the following members of the Sixth Sikkim Legislative Assembly to constitute the Library Committee for the year 2002-2003.

Shri Sonam Dorjee and
Shri Tulsi Prasad Pradhan.

Under rule 272 of the said Rules, Smt. Kalawati Subba, Hon’ble Speaker shall be the ex-officio Chairman of the Committee.

N. Tshering, IAS
Secretary.
NOTIFICATION

In pursuance of Rule 269 of the Rule of Procedure and Conduct of Business in Sikkim Legislative Assembly, the Hon’ble Speaker has been pleased to nominate the following members of the Sixth Sikkim Legislative Assembly to constitute the Library Committee for the year 2002-2003.

Shri Mingma Tshering Sherpa
Shri K. N. Rai and
Shri Gopal Lamichaney.

Under rule 210 (1) of the said Rules, Shri Mingma Tshering Sherpa, has been appointed by the Hon’ble Speaker as the Chairman of the Committee.

N. Tshering, IAS
Secretary.
NOTIFICATION

In pursuance of Rule 273-B(1) of the Rule of Procedure and Conduct of Business in Sikkim Legislative Assembly, the Hon’ble Speaker has been pleased to nominate the following members of the Sixth Sikkim Legislative Assembly to constitute the Library Committee for the year 2002-2003.

Shri Bhoj Raj Rai
Shri Gopal Lamicchaney and
Shri Sang Dorjee Tamang.

Under rule 210 (1) of the said Rules, Shri Bhoj Raj Rai, has been appointed by the Hon’ble Speaker as the Chairman of the Committee.

N. Tshering, IAS
Secretary.
The Governor is pleased to re-designate 1 (one) post of Senior Welder presently held by Mr. Lok Nath Chettri to that of Foreman in the Scale of Rs. 5000-150-8000 in the Power Department with immediate effect.

This issues with the concurrence of Finance Department.

By order and in the name of Governor.

D.L. Lama,
Additional Secretary to the Govt. of Sikkim,
Department of personnel, Adm. Reforms & Training.
NOTIFICATION

In partial modification to Notification No. 3(215) B & H/99-2000/176/Bldgs. Dated the 16/6/2001 regarding Restoration of Certain Powers Delegated, as per Code & Manual, in para II, it should be read as “Committee is constituted ----” in place of “be constituted” and Para IV second line “Delegation of Power is restored ----“ in place of “be restored”.

In para V regarding monetary limit of the estimated cost to be executed by each class of contractors by read as “Revised Limit” in place of “Proposed Limit”. Similarly for the Registration & Renewal Fees, the “Proposed Fees “be read as “Revised Fees”.

N.K. Gurung,
Principal Chief Engineer Cum Secretary,
Buildings and Housing Department.
The Governor is pleased to sanction creation of the following posts in the Sikkim fire Service of the Police Department with immediate effect:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Post</th>
<th>No. of Post</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Leading Fireman (H/C)</td>
<td>3</td>
<td>Rs. 4000-100-6000</td>
</tr>
<tr>
<td>2.</td>
<td>Fireman (Constable)</td>
<td>13</td>
<td>Rs. 3200-80-4800</td>
</tr>
<tr>
<td>3.</td>
<td>Driver/Operator</td>
<td>3</td>
<td>Rs. 3200-80-4800</td>
</tr>
</tbody>
</table>

The expenditure will be debitable to budget head 2070 – other Administrative Service 00.108, Fire Protection and Control 60.00.01 salaries (Non – Plan).

By order and in the name of the Governor.

C.L. Sharma,
Additional Secretary to the Govt. of Sikkim,
Department of Personnel, Adm. Reforms & Trg.
NOTIFICATION

The Governor is pleased to re-designate the following posts under the Forest, Environment and Wildlife Department with immediate effect:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Existing Post</th>
<th>Re designated as</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Assistant Fisheries Development Officer.</td>
<td>Assistant Director</td>
</tr>
<tr>
<td>2.</td>
<td>Inspector of Fisheries/Inspector of Sericulture</td>
<td>Fisheries Range Officer/Sericulture Range Officer.</td>
</tr>
<tr>
<td>3.</td>
<td>Sub-Inspector/Supervisor of Fisheries Sub-Inspector Sericulture.</td>
<td>Fisheries Block Officer/Sericulture Block Officer.</td>
</tr>
<tr>
<td>4.</td>
<td>Trout Keeper</td>
<td>Fisheries Head Forest Guard</td>
</tr>
<tr>
<td>5.</td>
<td>Fisheries Guard/Sericulture Guard</td>
<td>Fisheries Guard.</td>
</tr>
</tbody>
</table>

By order and in the name of the Governor.

C.L. Sharma,  
Additional Secretary to the Govt. of Sikkim,  
Department of Personnel, Adm. Reforms & Trg.
DEPARTMENT OF EDUCATION  
GOVERNMENT OF SIKKIM  
GANGTOK – SIKKIM 737101  

No. 919/Est-I/Edn.  
Dated 30/04/2002.

NOTIFICATION

Owing to delay in filling up vacancies of Lecturers in Government Colleges, eligible candidates working as Lecturer on adhoc basis in Government Colleges could not apply for appointment on regular basis. Some of them have now become over aged for recruitment to the post of Lecturer. This has caused hardship.

The Governor, taking into consider on all the factors, has now decided to relax the upper age limit prescribed for the post of Lecturer by 10 years in respect of NET qualified persons who are working as lecturer on adhoc basis in any of the Government Colleges of Sikkim, as one time measure.

By Order.

K.P. Adhikari,  
Special Secretary,  
Education Department.
Whereas it appears to the Governor that land is likely to be needed for the public purpose, not being a purpose of the Union namely for the construction of Water Tank by Public Health Engineering Department, Government of Sikkim at Bomtar, Revenue block, South Sikkim, it is hereby notified that the pieces of land comprising cadastral plot Nos. 119 (portion) and 197 (portion) measuring an area of .0060 hectare, bounded as under.

East : D.F. of Dorjee Tamang
West : D.F. of Budha Tamang
North : P.W.D. raod and road Reserved.
South : D.F. of Buddha and Dorjee Tamang.

is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid Bomtar block.

This notification is made, under the provision of Section 4 of (Act 1 of 1894) to all to whom it may concern.

A plan of the land may be inspected in the office of the District Collector, South.

In exercise of the powers conferred by the aforesaid Section the Governor is pleased to authorize the officers for time being engaged in the undertaking with their servants and workmen to enter upon and survey the land and do all other acts reauired or permitted by that section.

Any person interested in the above land who has any objection to the acquisition thereof may within thrity days after the date on which public notice of the substance of this notification is given in the locality files an objection in writing before the Collector.

COMMISSIONER – CUM – SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM
GANGTOK
FILE NO. 554/LR(S)
NOTIFICATION

It is hereby notified that the State Government has constituted a Monitoring Committee in the Department of Education for effective monitoring of civil work of the two Polytechnics namely advance Technical Training Centre and Centre for Computers and Communication Technology, being established under the Third Technician Education Project of the World Bank.

II. The Committee shall comprise of the following officers:-
   (i) Project Director, SPIU
   (ii) Project Coordinator, (Civil Works), SPIU
   (iii) Additional Director Accounts, Education Dept.
   (iv) Deputy Chief Architect, Buildings & Housing Dept.

III. The Committee shall perform the following functions:-
   (i) Visit the site at least once a month.
   (ii) Verify the quality methods adopted at the site.
   (iii) Review the test reports and the cost of construction.
   (iv) Review the progress against predetermined schedule and the payments made to the contractor.
   (v) Suggest remedial actions.
   (vi) Submit report to SPIU who is turn shall forward the same to NPIU.

By Order.

D. Dahdul, IAS,
Commissioner – Cum – Secretary.
The name of Mr. Sonam Gyatso Bhutia, Gendrung, Ecclesiastical Affairs Department, a member of the Sikkim State Directorate and Miscellaneous Service, is placed at Sl. No. 05 below Mr. H.B. Gurung, CDPO, Women & Child Welfare Department and above Mr. D.P. Neopaney, A.S.T. Transport Department in the inter-se-seniority list notified vide Notification No. 84/GEN/DOP. Dated 5/12/1998.

By Order and in the name of Governor.

C.L. Sharma,
Addl. Secretary to the Govt. of Sikkim,
In order to periodically review and monitor the progress of implementing the Kisan Credit Card Scheme in the State of Sikkim, a Committee consisting of the following is constituted.

a. Chief Secretary - Chairman
b. Principal Secretary – cum –Development Commissioner - Member
3. Secretary / Agriculture - Member
4. Secretary / Horticulture - Member
5. Secretary / Co-operation - Member
6. Lead Bank Manager, SBI Gangtok - Member
7. Managing Director, SISCO Bank - Member
8. Registrar, Cooperative Societies. - Member
9. Deputy General manager,
   Gangtok NABARD. - Member Secretary.

This order comes into force with immediate effect.

Secretary Co-operation.
NOTIFICATION

The Departmental Promotion committee consisting of the following officers is hereby constituted to select suitable candidates for the post of Fitter (Grade-IV), Welder, painter and Electrician on the charged establishment.

1. Joint Secretary,
2. Joint Director,
3. Assistant Engineer (Mechanical)

Dr. T.R. Gyatso,
Secretary to the Govt. of Sikkim,
Department of Health & Family Welfare.
NOTIFICATION

The State Government is consultation with the High Court of Sikkim, hereby makes the following rules to amend the Retired Judges’ Secretarial Assistance and Domestic Help Rules, 1999, namely:

1. (1) These rules may be called the Retired Judges Secretarial Assistance and Domestic Help (Amendment) Rules, 2002.
(2) They shall come into force at once.

In the Retire Judges Secretarial Assistance and Domestic Help Rules, 1999 for the existing rule 4, the following shall be substituted, namely:

“Entitlements:

4(1) A retire Judge of the High Court of Sikkim shall be entitled to the service of stenographer (Grade II) in the employment of the High Court of Sikkim;
Provided that a retire Judge, in lieu of the service of a Stenographer (Grade II), may get, Rs. 3,000/- per month to enable him to get secretarial service of any private Stenographer.
(2) A retired Judge of the High Court of Sikkim shall also be entitled to a Residential orderly (Sevak/Cook) in the employment of the High Court of Sikkim, in case a Judge pre-deceases his or her spouse before or after his or her retirement, this facility shall be available to the spouse and his or her family during his or her life time.
Provided that a Judge or his or her spouse, as the case may be, in lieu of the service of a Residential Orderly (Sevak/cook) may opt to receive Rs. 3,000/- per month to enable his or her to get the service of a private Residential orderly (Sevak/cook).
(3) where, however, a retired judge has been re-employed or has joined profession, the provisions of these rules shall not apply.”

By Order.

S.W. Tenzing,
Chief Secretary/Home Secretary.
DECLARATION UNDER SECTION 6 OF
LAND ACQUISITION ACT, 1894 (ACT I OF 1894)

Whereas the function of the Central Government under the Land Acquisition Act, 1894 (1 of 1894), in relation to the acquisition of land for the purpose of the Union have been entrusted to the State Government by notification no. 12018/12/76/LRD dt. 10/1/1978, issued by the Government of India in the Ministry of Agriculture and Irrigation under clause (1) of article 258 of the Constitution of India.

And whereas the Governor is satisfied that land is needed for a purpose being a purpose of the Union, namely for diversion of road at Safo-Salimpakyel by 86 RCC (GREFF) along the Toong Sangkalang Road under Salimpakyel Block, North Sikkim, it is hereby declared that pieces of land comprising cadastral plot nos. noted under the schedule of properties below and measuring more or less 3.1720 hectares are needed for the aforesaid public purpose at the public expense within the aforesaid block of Salimpakyel, North Sikkim.

This declaration is made under the provision of section 6 of the Land Acquisition Act, 1894 (1 of 1894) read with the said notification to all whom it may concern.

A plan of the land may be inspected in the office of the District Collector, Mangan, North Sikkim.

Schedule of Properties (Private handlings)

Area : 3.1720 hectares.

Commission –cum-Secretary,
Land Revenue Department,
Government of Sikkim,
Gangtok.
DECLARATION UNDER SECTION 6 OF
LAND ACQUISITION ACT, 1894 (ACT I OF 1894)

Whereas the Governor is satisfied that land is needed for a public purpose not being a purpose of the Union namely for the construction of Staff Quarters and Polytechnic Institute by Education Department, Government of Sikkim, under Chisopani block, East Sikkim is hereby declared that several pieces of land comprising cadastral of plot Nos. 350 (P), 354,355,352/658 and 356/359 measuring more or less .5743 hectare of land bounded as under :-

East : Banjo land of Lall Narayan and Kholsa.
West : Banjo land of Passang Lepcha
North : National Highway 31 A and Banjo land of N. Targain
South : Singtam kholsa is needed for the aforesaid public purpose at the public expense within the aforesaid block of Chisopani, East Sikkim.

This declaration is made under the provision of Sectin 6 of the Land Acquisition Act, 1894 (1 of 1894) read with the said notification to all whom it may concern.

A plan of the land may be inspected in the office of the District collector, East District, Gangtok.

Commissioner – cum – Secretary,
Land Revenue Department,
Government of Sikkim,
Gangtok.

File No. 10/LR(S).
NOTIFICATION

In exercise of the powers conferred by Article 243K read with Sub-Section (1) of Section 103 of the Sikkim Panchayat Act (Act No. 6 of 1993) and rule 19 of the Sikkim Panchayat (Conduct of Elections) Rules, 1997, the State Election Commission of Sikkim hereby makes the following orders, namely: -

1. These order may be called the Panchayat Elections (Reservation and Allotment of Symbol) (Amendment) Order, 2002.
2. It shall come into force with effect from the date of its publication in Sikkim Government Gazettee.
3. In the Panchayat Elections (Reservation and Allotment of Symbol) Order, 1997, in the Schedule, for Table II, following table shall be substituted, namely: -

TABLE II

<p>| | | | | |</p>
<table>
<thead>
<tr>
<th></th>
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</thead>
<tbody>
<tr>
<td>1</td>
<td>Aeroplane</td>
<td>17</td>
<td>Black Board</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Almirah</td>
<td>18</td>
<td>Book</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Apple</td>
<td>19</td>
<td>Book rest</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Axe</td>
<td>20</td>
<td>Bread</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>Baby doll</td>
<td>21</td>
<td>Brick</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>Balloon</td>
<td>22</td>
<td>Bridge</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>Banana</td>
<td>23</td>
<td>Brief case</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Bangles</td>
<td>24</td>
<td>Brinjal</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>Basket</td>
<td>25</td>
<td>Brush</td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>Basket containing vegetables</td>
<td>26</td>
<td>Bucket</td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>Bat</td>
<td>27</td>
<td>Bungalow</td>
<td></td>
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<tr>
<td>12</td>
<td>Batsman</td>
<td>28</td>
<td>Bus</td>
<td></td>
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<tr>
<td>13</td>
<td>Battery Torch</td>
<td>29</td>
<td>Cake</td>
<td></td>
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<tr>
<td>14</td>
<td>Bead necklace</td>
<td>30</td>
<td>Camera</td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>Bell</td>
<td>31</td>
<td>Candles</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Bench</td>
<td>32</td>
<td>Car</td>
<td></td>
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<tr>
<td>33.</td>
<td>Carom board</td>
<td>62.</td>
<td>Jug</td>
<td></td>
</tr>
<tr>
<td>34.</td>
<td>Carrot</td>
<td>63.</td>
<td>Kettle</td>
<td></td>
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<tr>
<td>35.</td>
<td>Cart</td>
<td>64.</td>
<td>Kite</td>
<td></td>
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<tr>
<td>36.</td>
<td>Chair</td>
<td>65.</td>
<td>Lady purse</td>
<td></td>
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<tr>
<td>37.</td>
<td>Coat</td>
<td>66.</td>
<td>Letter box</td>
<td></td>
</tr>
<tr>
<td>38.</td>
<td>Coconut</td>
<td>67.</td>
<td>Lock &amp; key</td>
<td></td>
</tr>
<tr>
<td>39.</td>
<td>Comb</td>
<td>68.</td>
<td>Maize</td>
<td></td>
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<tr>
<td>40.</td>
<td>Cot</td>
<td>69.</td>
<td>Neck tie</td>
<td></td>
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<tr>
<td>41.</td>
<td>Cup &amp; saucer</td>
<td>70.</td>
<td>Pineapple</td>
<td></td>
</tr>
<tr>
<td>42.</td>
<td>Dam</td>
<td>71.</td>
<td>Pressure cooker</td>
<td></td>
</tr>
<tr>
<td>43.</td>
<td>Dao</td>
<td>72.</td>
<td>Railway engine</td>
<td></td>
</tr>
<tr>
<td>44.</td>
<td>Desk</td>
<td>73.</td>
<td>Ring</td>
<td></td>
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<tr>
<td>45.</td>
<td>Dolli</td>
<td>74.</td>
<td>Road roller</td>
<td></td>
</tr>
<tr>
<td>46.</td>
<td>Door</td>
<td>75.</td>
<td>Saw</td>
<td></td>
</tr>
<tr>
<td>47.</td>
<td>Electric pole</td>
<td>76.</td>
<td>Scissors</td>
<td></td>
</tr>
<tr>
<td>48.</td>
<td>Envelope</td>
<td>77.</td>
<td>Shuttle</td>
<td></td>
</tr>
<tr>
<td>49.</td>
<td>Fire engine</td>
<td>78.</td>
<td>Slate</td>
<td></td>
</tr>
<tr>
<td>50.</td>
<td>Flute</td>
<td>79.</td>
<td>Spoon</td>
<td></td>
</tr>
<tr>
<td>51.</td>
<td>Frock</td>
<td>80.</td>
<td>Stool</td>
<td></td>
</tr>
<tr>
<td>52.</td>
<td>Gas cylinder</td>
<td>81.</td>
<td>Table</td>
<td></td>
</tr>
<tr>
<td>53.</td>
<td>Gas stove</td>
<td>82.</td>
<td>Table lamp</td>
<td></td>
</tr>
<tr>
<td>54.</td>
<td>Glass tumbler</td>
<td>83.</td>
<td>Television</td>
<td></td>
</tr>
<tr>
<td>55.</td>
<td>Hand pump</td>
<td>84.</td>
<td>Tent</td>
<td></td>
</tr>
<tr>
<td>56.</td>
<td>Hanger</td>
<td>85.</td>
<td>Toffee</td>
<td></td>
</tr>
<tr>
<td>57.</td>
<td>Harmonium</td>
<td>86.</td>
<td>Violin</td>
<td></td>
</tr>
<tr>
<td>58.</td>
<td>Hat</td>
<td>87.</td>
<td>Whistle</td>
<td></td>
</tr>
<tr>
<td>59.</td>
<td>Ice cream</td>
<td>88.</td>
<td>Women carrying pot on her head</td>
<td></td>
</tr>
<tr>
<td>60.</td>
<td>Ink pot and pen</td>
<td>89.</td>
<td>Wool</td>
<td></td>
</tr>
<tr>
<td>61.</td>
<td>Iron</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

By order and in the name of the State Election Commission.

I.K. Tamang,
Secretary,
State Election Commission, Sikkim.
NOTIFICATION

The Governor is pleased to upgrade the 2 (two) posts of Assistant Engineer (Mech.) to that of Additional Chief Engineer (Mech.) in the scale of Rs. 12500-375-17000 with immediate effect.

By Order.

C.L. Sharma,
Addl. Secretary to the Govt. of Sikkim,
Deptt. of Personnel, A.R. & Trg.
NOTIFICATION

In exercise of the powers conferred by clause (1) of sub-section (2) of section 83 of the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1998 (6 of 1988), the State Government hereby makes the following rules, namely:

Short title, extent and commencement
1. These rules may be called the Sikkim Forest (Detection, Enquiry and Disposal of Forest Offences) Rules, 2002
2. They shall extend to the whole of Sikkim.
3. They shall come into force on the date of their publication in the Official Gazette.

Definitions
2. In these rules, unless the context otherwise requires:-
   (1) (a) “bailable” means any offence that is shown as bailable in the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1988
   (b) “form” means a form appended to these rules.
   (c) “forest offence” means any act or omission that constitutes violation of any of the provisions of the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1988 or any rules made thereunder and made punishable under them.
   (d) “investigation” includes all the proceedings under these rules for the collection of evidence conducted by a forest officer
   (e) “place” includes a house, building, tent, vehicle and vessel;
   (f) “territorial jurisdiction” means the physical area over which an officer has control for the implementation of forest laws and rules as notified by Government;
   (2) words and expressions used herein and not defined but defined in the Code of Criminal Procedure, 1973 or the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection Act, 1988 shall have the meanings respectively assigned to them in those Acts.
Information of forest offences

3. Every information relating to the commission of a forest offence shall be in writing, and if given orally to any forest officer, shall be reduced to writing by the Range Officer within whose territorial jurisdiction the offence has been committed, and shall be read over to the informant. Every such information, which shall be deemed to be the first information report of the forest offence, whether given in writing or reduced to writing as aforesaid, shall be signed by the person giving it, and the substance thereof shall be entered in a book bearing serially numbered pages of Form No. 1.

Provided that if the offence is detected by a forest officer the same shall be reported in writing to the Range Officer who shall treat the report as the first information report of the forest offence.

Copies of information to be supplied to various persons

4. A copy of the information as recorded under rule 3 shall be given forthwith, free of cost, to the informant. Another one shall be sent to the Magistrate having jurisdiction together with the copy of seizure memo in Form No. 2 and a third copy shall be sent to the Divisional Forest Officer in whose Territorial jurisdiction the offence is reported to have been committed.

Provided that any forest officer not below the rank of a Range Officer may release any forest produce, animal or vehicle used in the commission of the offence on the execution by the owner thereof of a bond in Form No. 3, for the production of the same if and when so required before the Magistrate having jurisdiction to try the offence on account of which the seizure is made.

Enquiry Officer to be appointed

5. If the forest offence is not compounded as provided for in the Sikkim Forests (Compounding of Offences) Rules, 1978 the Divisional Forest Officer shall order the investigation of the case by appointing an enquiry officer in Form No. 4.

Power of Range Officer to start investigation

6. The Range Officer under whose territorial jurisdiction a forest offence has been committed may, if he considers it expedient to start investigating a case forthwith, with regard to collection of evidence, may do so without an appointment order as provided for in rule 4.

Forest Officer’s power to require attendance of witnesses

7. The forest officer making an investigation into the commission of a forest offence may, by an order in writing in Form No. 5, require the attendance before himself of any person who appears to be acquainted with the facts and circumstances of the case, and such person shall attend as so required:

Provided that no male person under the age of fifteen years or a woman shall be required to attend at any place other than the place in which such male person or woman resides.

Provided further, that if a vehicle is involved in the commission of the offence its registered owner may also be ordered to attend before the enquiry officer.

Enquiry officer’s power to examine persons acquainted with the case

8. The enquiry officer may examine orally any person supposed to be acquainted with the facts and circumstances of the case and such person shall be bound to answer truly all questions relating to such case put to him by such officer.

Enquiry Officer to record statement

9. The enquiry officer may reduce into writing any statement made to him in the course of an examination under these rules in form No. 6; and if he does so, he shall make a separate and true record of the statement of each such person whose statement he records.
Statement not to be signed and use of statement as evidence

10. No statement made by any person to an enquiry officer in the course of an investigation under these rules, shall, if reduced to writing, be signed by the person making it; nor shall any such statement or any record thereof or any part of such statement or record be used for any purpose, save as hereinafter provided, at any inquiry or trial in respect of any offence under investigation at the time when such statement was made:

Provided that if any witness is called for the prosecution in such inquiry or trial whose statement has been reduced into writing as aforesaid any part of his statement, if duly proved, may be used by the accused and with the permission of the Court, by the prosecution, to contradict such witness in the manner provided by Section 145 of the Indian Evidence Act, 1872 (1 of 1872); and when any part of such statement is so used, any part thereof may also be used in the re-examination of such witness, but for the purpose only of explaining any matter referred to in his cross-examination.

Case diary to be maintained by Enquiry Officer

11. Every enquiry officer making an investigation under these rules shall day by day enter his proceedings in the investigation in a diary in the format in form No.7 setting forth the time at which the information reached him, the time at which he began and closed his investigation, the place or places visited by him, and a statement of the circumstances ascertained through his investigation.

Court may call for case diary.

12. Any Criminal Court may send for the diaries of a case under inquiry or trial in such Court, and may use such diaries, not as evidence in the case, but to aid it in such inquiry or trial.

Accused not entitled to see case diary.

13. Neither the accused nor his agents shall be entitled to call for such diaries, nor shall he or they be entitled to see them merely because they are referred to by the Court, but, if they are used by the enquiry officer who made them to refresh his memory, or if the Court uses them for the purpose of contradicting such enquiry officer, the provisions of Section 161 or Section 145, as the case may be, of the Indian Evidence Act, 1872 (1 of 1872), shall apply.

Accused to be forwarded to Magistrate and provision for bail

14. If upon an investigation as provided for in the preceding rules, if appears to the enquiry officer that there is sufficient evidence or reasonable ground of the commitment of a forest offence, such officer shall forward the accused under custody to a Magistrate empowered to take cognizance of the offence and to try the accused or commit him for trial, for remitting him to judicial, police or forest remand, or, if the offence is bailable and the accused is able to give security, shall take security, in Form No.8 from him for his appearance before such Magistrate on a day fixed and for his attendance from day to day before such Magistrate until otherwise directed.

Weapons and articles to be sent to Magistrate and bond for appearance to be executed

15. When the enquiry officer forwards an accused person to a Magistrate or takes security for his appearance before such Magistrate as provided in rule 14, he shall send to such Magistrate any weapon or other article which it may be necessary to produce before him, and shall require the complainant (if any) and so many of the persons who appear to such officer to be acquainted with the facts and circumstances for the case as he may think necessary, to execute a bond in form 9 to appear before the Magistrate as thereby directed and prosecute or give evidence (as the case may be) in the matter of the charge against the accused.
Court of CJM to include other Courts also
16. If the Court of the Chief Judicial Magistrate is mentioned in the bond, such Court shall be held to include any Court to which such Magistrate may refer the case for inquiry or trial, provided reasonable notice of such reference is given by the enquiry officer to such complainant or persons.

Copy of bond to be given to executing person and Magistrate
17. The officer in whose presence the bond is executed shall deliver a copy thereof to one of the person who executed it, and shall then send to the Magistrate the original with his report.

Report of Enquiry Officer on completion of investigation
18. Every investigation under these rules shall be completed without unnecessary delay. As soon as it is completed, the enquiry officer shall forward to the Magistrate having jurisdiction, a report in Form 10 through the Divisional Forest Officer and he may, if he considers it necessary, direct the investigating officer to make further investigation without unnecessary delay.

Magistrate may discharge bond
19. Whenever it appears from a report forwarded under rule 14 that the accused has been released on his bond, the Magistrate shall make such order for the discharge of such bond or otherwise as he thinks fit.

Documents and statements to be forwarded to Magistrate with report
20. The enquiry officer or his superior, as the case may be shall forward to the Magistrate alongwith the report under rule 18
(a) all documents or relevant extracts thereof on which the prosecution proposes to rely other than those already sent to the Magistrate during investigation.
(b) the statements recorded under rule 9 of all the persons whom the prosecution proposes to examine as its witnesses.

Parts of statement to be excluded
21. If the enquiry officer is of the opinion that any part of any such statement is not relevant to the subject matter of the proceedings or that its disclosure to the accused is not essential in the interests of justice and is inexpedient in the public interest, he shall indicate that part of the statement and append a note requesting the Magistrate to exclude that part form the copies to be granted to the accused and stating his reasons for making such request.

Enquiry Officer may furnish copies of documents to accused
22. Where the enquiry officer finds it convenient so to do, he may furnish to the accused copies of all or any of the documents referred to in rule 20.

Further investigation may be conducted
23. Nothing in these rules shall be deemed to preclude further investigation in respect of an offence after a report under rule 18 has been forwarded to the Magistrate and where upon such investigation, further evidence, oral or documentary is obtained, the same shall be forwarded by the enquiry officer or the Divisional Forest Officer to the Magistrate in a report or reports in Form No.10 with title “Supplement to Final Report” and the
provisions of rules 18 to 21 shall, as far as may be; apply in relation to such report or reports as they apply in relation to a report forwarded under rule 18.

**Power of forest officer to arrest.**
24. A forest officer may arrest any person as provided for under section 64 or the Indian Forest Act, 1927 or section 70 of the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1988.

**Arresting officer may touch body of arrested person**
25. In making an arrest the forest officer shall actually touch or confine the body of the person to be arrested, unless there be a submission to the custody by word or action.

**Forest officer to use force when resisted**
26. If such person forcibly resists the endeavour to arrest him, or attempts to evade the arrest, such forest officer may use all means necessary to effect the arrest.

**Ingress to be allowed if person is hiding**
27. If any forest officer having authority to arrest, has reason to believe that the person to be arrested has entered into, or is within any place, any person residing in, or being in charge of such place shall, on demand of such forest officer, allow him free ingress thereto, and afford all reasonable facilities for a search therein.

**Forest Officer may break into any place to effect arrest**
28. If ingress to such place cannot be obtained under rule 27, it shall be lawful for a forest officer authorized to arrest to enter such place and search therein, and in order to effect an entrance into such place, to break upon any outer or inner door or window of any houses or place, whether that of the person to be arrested or of any other person, if after announcement of his authority and purpose, and demand of admittance duly made, he cannot otherwise obtain admittance.

Provided that, if any such place is in the actual occupancy of a female (not being the person to be arrested) who, according to custom, does not appear in public, such forest officer shall, before entering such place, give notice to such female that she is at liberty to withdraw and shall afford her every reasonable facility for withdrawing, and may then break open the apartment and enter it.

**Forest officer may liberate himself if detained**
29. Any forest officer authorized to make an arrest may break open any outer or inner door or window of any house or place in order to liberate himself or any other person who, having lawfully entered for the purpose of making an arrest, is detained therein.

**Forest Officer may pursue a person to effect arrest**
30. A forest officer may for the purpose of arresting without warrant any person whom he is authorized to arrest, pursue such person into any place in India.

**Minimum restraint to be used**
31. The person arrested shall not be subjected to more restraint than is necessary to prevent his escape.
Arrested person to be informed of ground
32. Every forest officer arresting any person without warrant shall forthwith communicate to him full particulars of the offence for which he is arrested or other grounds for such arrest and complete the arrest/surrender memo provided in Form No.11

Arrested person to be informed of bail entitlement
33. Where a forest officer arrests without warrant any person accused of a bailable offence, he shall inform the person arrested that he is entitled to be released on bail and that he may arrange for sureties on his behalf.

Forest Officer to search and seize articles of arrested person.
34. Whenever a forest officer makes an arrest he may search the person arrested, and place in safe custody all articles, other than necessary wearing apparel, found upon him and where any article is seized from the arrested person, a receipt showing the articles taken in possession by the police officer shall be given to such person.

Provided that whenever it is necessary to cause a female to be searched, the search shall be made by another female with strict regard to decency.

Offensive weapons to be seized from arrested person
35. The forest officer making an arrest under these rules may take from the person arrested any offensive weapons which he has about his person, and shall deliver all weapons so taken to the Court before which the officer making the arrest is required by law to produce the person arrested.

Medical examination of arrested person to be conducted
36. When a person is arrested on a charge of committing a forest offence he shall be produced before the medical officer of the nearest Government hospital or if that will cause inordinate delay, to a registered medical practitioner for physical examination of the arrested person, and the request shall be in the format provided in Form No.12.

Provided that whenever the person of a female is to be examined under this rule, the examination shall be made only by, or under the supervision of, a female registered medical practitioner.

Medical Officer to submit medical report
37. The report of the medical examination of the person arrested shall be issued by of the medical officer or registered medical practitioner in page 2 of Form No.12 and if the report suggests that incarcerating the arrested person is perilous to his health, necessary steps shall be taken by the arresting officer to prevent his discomfort.

Arrested person to be sent to police lockup
38. The arresting officer shall send the arrested person or persons to the police lockup of the nearest Police Station for safe custody duly requesting the Officer in Charge of the Police Station in Form No. 13.

Code of Criminal Procedure, 1973 to be invoked
39. Notwithstanding anything contained in these rules, the enquiry officer or any other forest officer may invoke provisions of the Code of Criminal Procedure, 1973 in the process of
investigation and filling of charge-sheet, if it is found expedient so to do and the procedure to be adopted during trial for a forest offence shall be as provided in the same Code.

T. R. Sharma, IFS
Principal C.C.F. -cum-Secretary,
Forest Environment and Wildlife Department.

FORM NO. 1
(See rule 3)

FIRST INFORMATION REPORT FOR FOREST OFFENCES.
1. Division………………… Range…………….. Year………… FIR No.………… Date …………………

2. (i) Act……………… Section………………… (ii) Act……………… Sections……………… (iii) Other Acts & Sections………………

3. (a) Occurrence of Offence, Day ………… Date ………… Time …………
(b) Information received in Range, Day………… Date ………… Time …………
(c) General Diary Reference: Entry No…………… Time …………

4. Type of Information: Written/Oral

5. (a) Place of Occurrence: Name of forest or other land………… Distance from nearest point on road………… Name of Road………… Distance from Nearest Forest Office………… Name of that Office………… Division…………
(b) If place of occurrence is outside this Range, then name of Range………… Division…………

6. Complainant/Informant:
(a) Name………………………… (b) Father’s /Husband’s Name………………………… (c) Date/Year of birth………………………… (d) Nationality………………………… (e) Passport No………… Date of issue………… Place of Issue…………………………

7. Details of known/suspected/unknown accused with full particulars: Attach separate sheet if necessary.

8. Reasons for delay in reporting by the complainant/Informant:
…………………………………………………………………………………………………………………………...

9. Particulars of properties stolen/involved: (attach separate sheet, if required).

10. Total value of properties stolen/involved:……………………………………………………………….

11. FIR Contents: (Attach separate sheet, if required)

12. Action taken: since the above report reveals commission of offence (s) U/S as mentioned at Item No. 2 registered the case and took up the
investigation/directed…………………………….. to take up the investigation transferred to ……………………….. Range on point of jurisdiction.

FIR read over to the complainant/informant, admitted to be correctly recorded and a copy given to the complainant informant free of cost.

13. Signature/Thumb impression of the Range Officer Complainant/informant ……….. Range.
14. Date and Time of dispatch to Court ………………………………………………….

FORM NO. 2
(See Rule 4)

PROPERTY SEIZURE MEMO
(Search/Production/Recovery u/s………………..)

1. District………………….. Range………….Year………. FIR No./GD No…………. Date ………………..
2. Acts and Sections………………………………………………
4. Property seized/received: (a) Date………………….. (b) Time………………….. (c) Address of the place from where seized/recovered (d) Description of the place of seizure/received.
5. Person from whom seized/received; Name……………………………….father’s/Husband’s name………………. Age…………. Occupation…………………….. Address: ………………………………………………………………………………….
6. Witness:
   (i) Name……………………………….Father’s/Husband’s name………………………………. Age…………. Occupation…………………….. Address: ………………………………………………………………………………….
7. Action taken/recommended for disposal of perishable property:
8. Action/ taken/ recommended for keeping of valuable property:
9. Identification required: Yes/No
10. Details of properties seized/received:
11. Circumstances/grounds for seizures:
12. The above mentioned properties were seized in accordance with the provisions of law in the presence of the above said witness/and a copy of the seizure memo was given with the person/ the occupant of the place from whom seized.
13. The following properties were packed and/or sealed and the signature of the above said witnesses obtained through on the body of the property.
<table>
<thead>
<tr>
<th>Sl No.</th>
<th>Property</th>
<th>Signature obtained on the Packet or on the body of the property</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
</tr>
</tbody>
</table>

Specimen of the seal:

Witness 1
Signature:

Witness 2
Signature: Signature of the Enquiry Officer
Name:
Place
Rank:
Date:

Note: In case the property is seized from such a place that no receipt is required to be given to anybody, the relevant portions of this form may be stuck off.

**FORM NO.3**
(See Rule 5)

**BOND TO PRODUCE RELEASED PROPERTY BEFORE MAGISTRATE**

I, ..................................................(name) owner of ........................................(details of property), which was seized on ........................................(date) for involvement in forest offence by ................. (name of officer) do hereby bind myself to produce the same property at ........................................ In the Court of ........................................at .................O’clock on the .................day of .................next or if and when required by the Magistrate and, in case of my making default herein, I bind myself to forfeit to Government, the sum of rupees ........................................

Dated, this ................. day of ................. 20 .................
FORM NO. 4  
(See Rule 5)  

APPOINTMENT OF ENQUIRY OFFICER  

A case has been registered under Section ………………………of the……………………………. Act, under the ………………………….Range of……………………….. Forest Territorial Division.

I therefore appoint Shri………………………………………………rank and designation………………………………………………….as the Enquiry Officer of the said case and direct him to conduct investigation and draw up a report for prosecution in the Court of law.

Signature  
D.F.O………………..  

FORM NO. 5  
(See Rule 7)  

SUMMONS REQUIRING ATTENDANCE OF WITNESS  

To,  
…………………………………………………….  
…………………………………………………….  
…………………………………………………….  

Whereas a complaint has been made before me regarding the commission of a forest offence at……………………………..(place) under Section…………………………..of the…………………………….. Act) and it appears that you will be able to give evidence and/or testify and thereby assist this office in booking the offence.

You are hereby summoned to appear before me on……………………………..(date) at……………………………..(time) to produce any material evidence or testify what you know concerning the matter of the said complaint.

Date  
Signature of Officer  
Designation
FORM NO. 6  
(See Rule 9)  

**STATEMENT**  

Case No:  
Name of Enquiry Officer  
Sex & Age  

Name of Accused/Witness:  
Address  
Father’s Husband’s Name  

Date    Time    Place  

Whether Accused, Co-accused or Witness:  
Statement  

Witness 1    Witness 2  
Signature    Signature  
Name     Name  
Address    Address  

FORM NO. 7  
(See Rule 11)  

**CASE DIARY**  

Range :  
Division:  

FIR No.  
Date:  

Name of Complainant  
Section and Act  

Case Diary No.:  
Dated  

Arrested and sent up    Arrested and released on bail    At large  

Particulars of enquiry  

No. and hour    Place of Entry    Synopsis of entry  
Of entry
FORM NO. 8
(See Rule 14)

BOND AND BAL BOND OF A PRELIMINARY ENQUIRY BEFORE FOREST OFFICER

1, (name), of …………………….. being charged with the offence of………………………………….. and after enquiry required to appear at………………….., in the Court of……………………….., on the……………….day of……………………. Next (or on such days as I may here-after be required to attend) to answer further to the said charge, and in case of my making default herein, I bind myself to forfeit to Government, the sum of rupees

Dated, this……………………day of………………………………..20

(Signature)

I hereby declare myself (or we jointly and severally declare ourselves and each of us) surety (or sureties) of the above said (name) that he shall attend at………………….. in the Court of……………………….., on the……………….day of…………………….. next (or on such day

as he may hereafter be required to attend), further to answer to the charge pending against him, and, in case of his making default therein, I hereby, bind myself (or we hereby bind ourselves) to forfeit to Government the sum of rupees…………………………………………. Dated, this

……………………day of…………………………20....

Signature

FORM No. 9
(See Rule 15)

BOND OF COMPLAINANT AND OTHERS TO APEAR BEFORE MAGISTRATE

I, (name) of…………………………………., do hereby bind myself to attend at………………….. in the Court of…………………………………., at ……… ……..O’clock on the……………….day of…………………………. next and then there ti prosecute (or to prosecute and give evidence) (or to give evidence) in the matter of a charge of……………………………….. against one……………………… and in case of my making default herein, I bind myself to forfeit to Government, the sum of rupees………………………………………….

Dated, this……………………day of………………………….20

(Signature)
FORM NO. 10
(See Rule 18 and 23)
PART I

FINAL REPORT/SUPPLEMENT TO FINAL REPORT

IN THE COURT OF .................................................................
1. District......... Range ........... Year......... FIR No..............
   Date.............
   Section...........
   Act............... Section ........... Act........ Section ............

5. Type of Final Report: Charge sheet/Untraced/unoccured/ Not Charge sheeted for want or
   evidenc............................
6. If FIR Unoccured: False/Mistake of Fact/Mistake of Law/ Non-Cognizable/Civil
   Nature...........
7. If Supplementary of Original ..........................................
8. Name & Rank of Enquiry Officer...........................................

9. (a) Name of complainant/Informant.................................
    (b) Father’s/Husband’s Name.................................

10. Details of Properties/Articles/Documents Recovered/ seized during investigation and relied
    upon (separate list to be attached if necessary).

| Sl.No. | Property Description | Estimated value in Rs | Range Property | From whom where recovered seized
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

11. Particulars of accused persons chargesheeted:
    (Use separate sheet for each accused)

   (i) Name........................................
   Whether Verified..........................
   (ii) Father’s/Husband’s name..................
   (iii) Date/Year of birth....................
   (iv) Sex..................
       (v) Nationality..................
       (vi) Passport No............... Date & Place of
           issue..................
       (vii) Religion..................... (viii) Whether
           (ix) SC/ST....................
           (x) Occupation................
             (xi) Provisional Criminal No............
             (xii) Regular Criminal No. (if known)........
             (xiii) Date of
             Arrest..........................
Part II
(xiv) Date of release on bail………………………………………

(xv) Date on which forwarded to the Court…………………………

(xvi) Under Act (s) & Section (s)……………………………………

(xvii) Name (s) of bailer(s) surety (ies) and address (es)

(xviii) Previous convictions with case references:

(xix) Status of accused:

   Forwarded/Bailed by the Forest Official/Bailed by the Court/In Judicial Custody/Absconding/Proclaimed Offender.

12. Particulars of accused persons not charge sheeted (suspect): (separate sheet for each subject)

Sl. No………    (i)  Name……………………Whether Verified……………
(ii)  Father’s/Husband’s name……………………………………
(iii)  Date/Year of birth………………….. (iv)  Sex……
(v)  Nationality…………………........ (vi)  Passport No……
(vii)  Date & Place of Issue……………… (viii)  Religion………………
(ix)  Whether SC/ST………………. (x)  Occupation………………
(xi)  Address……………………………… Whether Verified………………
(xii)  Provisional Criminal No………………
(xiii)  Suspicion Approved………………. Yes/No
(xiv)  Status of the accused:

   Bailed by the Forest Official/bailed by the Court in Judicial Custody/Not arrested………………………………

(xv)  Any special remarks including reason for not chargesheeting

13. Particulars of witnesses to be examined:

Sl. Name Father’s/Husband’s Date/Year Occupation Address Type of Evidence No, Name of birth to be Tendered

1      2      3       4         5       6     7

(Attach separate sheet if necessary)

14. If FIR is false, indicate action u/s 182/211 IPC…………………………

15. Result of laboratory analysis………………………………………………

16. Brief facts of the case:
17. Refer notice served……………………… Yes/No Date Signature of
the (Acknowledgement to be placed).
Officer Enquiry Submitting
the
18. Despatched on………. at …….. (hours). Forwarded by DFO:
Final Report
Name…………………………………….
Rank…………………………………….
Name ………………………………… Date
…………………………………… (Attach separate sheet if necessary)

FORM No.11
(See Rule 32)

ARREST/SURRENDER MEMO
(Separate Memo for each accused)

1. District……………… Range……………… Year………… FIR No……………… Date…………………
   Alphanumeric code of the Accused………………………………………………(Write A1 to A9 for the first 9
   persons, E1 for the 10th person and so on)

2. Date and time of Arrest/Surrender: Date……………….Time…………… G.D. No………………

3. Name of the Court (if Surrendered):…………………………..

4. Acts and Sections

5. Arrested and sent up/Arrested and released on bail/surrendered in Court and bailed out/Surrendered
   in Court and sent to Judicial custody/surrendered in Court and remanded to forest custody:

6. Particulars of the accused:

   Name Father’s/Husband’s Name:

   Firsts Alias Second Alias: Other Aliases:
   Nationality: Passport No. Date & Place of issue
   Religion: Caste/Tribe SC/ST

   Occupation: Permanent Address with District and P.S.
   Present Address with District and P.S.

7. Injuries/Cause of injuries and physical condition of the accused person
   (Note: mention nil if no injuries are seen)

8. The accused, after being informed of the grounds of arrest and his legal rights, was duly taken into
   custody on………………………………………(date) at………………………………………..(hours) at
   ………………………….. (Place). The following articles was/were found on physical search
conducted on the person of the accused and were taken into possession for which a receipt was given to the accused:
(if no article found write “nil” in the blank space below)

Necessary wearing apparels were left on the accused for the sake of human dignity and body protection. The accused was cautioned to keep himself/herself covered for the purpose of identification.

Information given to…………………………………..(Relation)

9. Physical features, deformities and other details of the accused.

   Sex   Date/Year of birth   Build   Height in cms:
   Complexion:   Identification marks:

   Deformities/Peculiarities:
   Language/Dialect:
   Places of burn mark:
   Places of Leucoderma
   Places of Mole:
   Places of Scar:
   Places of Tatoo:
   Places of cut scar:
   Any other prominent features:

10. Whether finger print taken or not?

11. Socio-economic profile of the accused showing:
   (a) Living Status: Living alone or with family/Relation/Association Pucca House/Hotel/Hostel/
       Kachcha House/Thatched House/Slum or in Homeless.
   (b) Educational Qualification.
   (c) Occupation:
FORM No.12  
(See Rule 36)  
REQUEST FOR MEDICAL EXAMINATION  
(Use one form for each accused)  

To.  
Medical Officer  
.................................................  
.................................................  

Sir, Madam,  

The injured person………………………………………………………………………………………. is being forwarded to the hospital/clinic for medical examination opinion. Kindly fill up the information required in the column overleaf about the injuries.  

Medical examination for…………………………………………………  
Brief facts of the case (as known to the forest officers at this moment)  

Yours faithfully,  
Arresting Officer  
……………….  

<table>
<thead>
<tr>
<th>Range</th>
<th>Type of Injury</th>
<th>Size of each Remarks</th>
<th>Page 2</th>
<th>Nature of injury (Simple/ Grevious) for inflicting injury</th>
<th>Weapons used</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>(cuts bruise burns, etc)</td>
<td>(3 dimensional Part of the body inflicted)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Dated……………
Name

Medical Officer is requested to note the account given by the injured person as to the cause of the injuries and make it clear that such account came from the lips of the injured person himself herself

(d) Income Group  (i) Lower (upto Rs. 500 p.m.)  
(ii) Lower Middle (from Rs. 501 to Rs. 1000.p.m.) (iii) Middle Income Rs. 1001 to Rs. 2000 p.m.  
(iv) Upper Income (above Rs. 3000 p.m.).

12. Whether the accused person as per the observation and known police records is:  
   (a) Dangerous: Yes/No  
   (b) Previously escaped by bail Yes/No  
   (c) Generally armed: Yes/No  
   (d) Operates with accomplices : Yes/ No  
   (e) Has past criminal record: Yes/No  
   (f) Recidivist : Yes/No  
   (g) Likely to escape bail: Yes/No  
   (h) if released on bail, whether likely to commit another crime immediately or threaten victims/witnesses: Yes/No.  
   (i) Is wanted in any other case: Yes No.  
Signature of the Arresting Officer

Name……………………………..  
Rank……………………………..  
Date……………………………..  
Place……………………………..
To
The Officer in Charge,
…………….P.S.

Subject: Request for keeping arrested persons in Police Lockup

Sir,

Shri/Smt………………………………………… has been arrested by…………………………(name) ………………………….(Rank) ……………………… in connection with…………………. (State offence). He has been booked under Section……………………………. of the…………………………. (State Act).

I am to request that the aforesaid person/persons may be kept in safe custody in the Police Lockup till…………………………….hours on……………………..(date)
The Governor is pleased to notify the following administrative boundaries of the Forest, Environment and Wildlife Department territorial blocks, ranges, subdivisions and divisions.

A. NORTH TERRITORIAL DIVISION

The North Territorial Division will comprise of two sub-divisions constituted as follows:

I. Mangan Sub-division: Mangan Range, Phodong Range and Dzongu Range,
II. Tsungthang Sub-division: Tsungthang Range, Lachung Range and Lachen Range.

(a) Mangan Range
Mangan Range will comprise of two blocks i.e. Mangan block and Naga block whose boundary descriptions are as follows.

1. Mangan Block:
North: Upper Dzongu. From the confluence of Teesta river and unnamed river between Pamthang and Chakung RFs along Teesta river up to the confluence of Teesta river and Tolung chu.
West: Lower Dzongu. From the confluence of Teesta and Tolung chu along Teesta up to the confluence of Teesta and Namok chu.
South: Phodong block. From the confluence of Teesta and Namok chu along Namok chu up to its origin (including Dikchu revenue block of North District)
East: Naga block. From the origin of Namok chu along ridge between Phensong and Mngan RFs up to the junction of ridges near Aden, the along ridge between Chakung and Phensong RFs up to the origin of unnamed river between Pamthang and Chakung RFs, then along this unnamed river up to its confluence with Teesta river.

2. Naga Block:
North: Tsunghthang Block, From the origin of Sangchyo chu at the International boundary with China (ridge) along Sangchyo chu, then along Sangchyo chu, then along Chakung chu, then
along Tista river up to its confluence with unnamed river between Ramthang and Chakung RFs.

**West:** Mangan block. From the confluence of Teesta and unnamed river between Pamthang and Chakung RFs along unnamed river up to the ridge, then along ridge up to the junction of ridges near Anden.

**South:** Kabi block. From junction of ridges near Aden along ridge up to the international boundary with China.

**East:** China. From ridge near origin of Tosa chu along international boundary up to the origin of Sancyo chu.

(b) **Phodong Range**

Phodong Range will comprise of two blocks i.e. Phodong block and Kabi block whose boundary descriptions are as follows

(1) **Phodong block:**

**North:** Mangan block. From junction of ridges among Phensong, Sim and Mangrangong RFs along ridge (between Mangshila and Mangrang RFs, Mangshila and Chewang RFs) up to the origin of Namok chu and along Namok chu up to the junction of Namok chu with Mangan-Singtam road.

**West:** Lower Dzongu. From the junction of Namok chu with Mangan Singtam road up to the confluence of Dikchu and Teesta river (excluding Dikchu revenue block of North District).

**South:** Tumin, Pangthang and Kabi blocks. From the confluence of Dikchu and Teesta river along Dikchu then diverting to Bakcha chu up to the road crossing with river near Labi.

**East:** Kabi block. From road crossing with river near Labi along ridge up to the junction of ridges.

**Kabi Block:**

**North:** Naga block. From international boundary with China along ridge up the trifurcation of ridges.

**West:** Phodong and Mangan blocks. From the trifurcation of ridges along ridge between Mangrangong and Sim RFs up to the road and river crossing near Labi. Then along Bakcha chu up to its confluence with Dikchu.

**South:** Kyangnosala and Pangthang blocks. From the confluence of Bakcha chu and Dikchu (Rate chu) along Rate chu up to its origin at Chola at the international boundary with China.

**East:** China. From the origin of Ratechu at Chola along international boundary up to the ridge

(c) **Dzongu Range**

Dzongu Range will comprise of two blocks i.e. Upper Dzongu block and Lower Dzongu block whose boundary descriptions are as follows.

1. **Upper Dzongu Block:**

**North:** Lachen block. From Lamo Angdng along ridge passing through Yajuk, Namthang and Sinilochu up to the international boundary with Nepal.

**West:** Nepal. From ridge along international boundry with Nepal up to the ridge near Kabru.

**South:** Lower Dzongu, Mangan and Ralang blocks and Yuksum range, From international boundary along ridge ner Kabru passing through Gocha, Pandim, Narsingh, Namprik Phuk peaks up to another ridge in Hee RFs up to the confluence of Teesta and Rangrang Chu, then along Teesta River up to the ridge near Singhik.
East: Lachen and Tsungthang blocks. From ridge near Singik along ridge passing through Thepala up to Lamo Angdeng.

2. Lower Dzongu Block:
North: Upper Dzongu block. From the confluence of Rangrang and Teeta rivers along Hee RFs ridge up to the other ridge crossing.
West and South: Rabong and Ralang block. From ridge crossing along ridge passing through Karsang up to the origin of Rampaph chu. Along Rampaph chu up to its confluence with Teesta, then along Teesta up to the confluence with Dikchu.
East: Phodong and Mangan blocks. From the onfluence of Teesta and Dikchu along Teesta up to the confluence of Rangrang chu and Teesta river.

(d) Tsungthang Range
Tsungthang Range will comprise of one block i.e. Tshungthang block whose boundary descriptions are as follows.

1. Tsungthang Block
North: Lachen block. From the origin of tributary (joining main river Lachung chu ner Khedum) along ridge up to the confluence of Rabam chu and Teesta river, then along Teesta up to its tributary passing through Yuigang up to its origin.
West: Upper Dzongu. From the origin of tributary of Teesta passing thorough Yuiang along ridge up to Teesta river near Singik.
South: Mangan range. From ridge near Singik along Teest river up to its confluence with Chakung chu, then along Chakung chu up to its origin, then along ridge up to international boundary with China.
East: Lachung block. From ridge along the international boundary with China up to Dopendikhang, then along ridge, then along tributary up to Lachung chu near Khedum.

(e) Lachung Range
Lachung Range will comprise of one block i.e. Lachung block whose boundry descriptions are as follows.
1. Lachung Block
North: Thangu block. From ridge near Khungyami la along ridge up to Khangchengyao.
West: Lachen block. Eastern boundry of Thangu and Lachen block all along the ridge.
South: Tsungthang block. From origin of tributary of Rabam chu at ridge along ridge, then along tributary of Lachung chu up to Lachung near Khedum, then along another tributary and along ridge up to international boundry near Dopendikhang.
East: China. From ridge near Dopendikhang along international boundry with China up to ridge near Khangyam la.

(f) Lachen Range
Lachen Range will comprise of two blocks i.e. Lachen block and Thangu block whose boundary descriptions are as follows.

1. Lachen Block:
North: Thangu block. From Tent peak along Poke chu (Zema glacier) up to its confluence with Teesta, then along Teesta up to the confluence of Burum chu and then along Burum chu up to its origin at the ridge.
West: Nepal. From Tent peak along international boundry with Nepal up to ridge near Khangchendzonga.
**South:** Upper Dzongu and Tsunthang blocks. From ridge near Khangchendzonga along ridge between Zemu, Simvo and Tongishtong glaciers passing through Siniolchu, Yajuk Namteng, Lamo Ongdangm, Thepala up to tributary of Teesta passing through Yuigang, then along Teesta up to its confluence with Rabam chu, then along ridge up to origin of Rambam chu.

**East:** Lachung block. From origin of tributary of Rabam chu along tributary up to the origin of Rabam chu, then along ridge up to the origin of Burum chu.

2. **Thangu Block:**

   **North:** China. From the ridge near Khungyami la along international boundary with China up to Lhonak peak.

   **West:** Nepal and China. From Lhonak peak along international boundry with China/Nepal up to Tent peak.

   **South:** Lachen block. From Tent peak along Poke chu (Zema glacier) up to its confluence with Teesta, then along Teesta up to the confluence of Burum chu and then along Burum chu up to its origin at the ridge.

   **East:** Lachung block. From origin of Burum chu along the ridge through Shebo Chho, Khangechengyaa and Khangchung chho up to the interational boundry with China near Khungyami la.

**B. SOUTH TERRITORIAL DIVISION**

The South Territorial Division will comprise of two sub-divisions constituted as follows.

I. **Namchi Sub-division:** Namchi Range, Meli Range and Namthang Range.

II. **Rabongla Sub-division:** Rabongla Range and Lingmoo Range.

a) **Namchi Range**

   Namchi Range will comprise of two blocks i.e. Namchi block and Temi block whose boundary descriptions are as follows.

   **North:** From the confluence of Rayong and Rangit rivers along Rayong river and then diverting to Ranglo river up to Deorali Ridge.

   **West:** From the confluence of Rayong and Rangit rivers along Rangit up to the confluence of Rangit and Dong rivers.

   **South:** From the confluence of Dong and Rangit along Dong river to the Simpani ridge, thence along Mikhola to the confluence of Mikhola and Manpur river, then along Manpur river up to Tendong RF ridge, then along Ramaram RF ridge up to Phong Khola.

   **East:** From the origin of Phong river along that river up to the confluence of Phong and Kalej rivers and then diverting to Seti Khola up to Tendong Gumpa, thence along Tendong RF ridge of Deorali ridge.

2. **Temi Block:**

   **North:** From the confluence of Ben and Teesta rivers along Ben river up to the ridge of Deorali RF.

   **West:** From the ridge of Deorali RF along the ride of Tendong RF up to the Tendong Gumpa.

   **South:** From Tendong Gumpa along Seti khola up to the confluence of Seti ad Kalej rivers, thence along Kalej river up to the confluence of Kalej and Teesta rivers.

   **East:** From the confluence of Ben and Teesta river along Teesta up to the confluence of Kalej and Teesta rivers.

(b) **Melli Range**
Melli Rane will comprise of three blocks i.e. Jorethang block, Majhitar block and Melli block whose boundary descriptions are as follows.

1. **Jorethang Block:**
   **North:** From the ridge near Simpani along ridge up to the origin of Dong river, thence along Dong river up to the confluence of Dong and Rangit rivers.
   **West:** From the confluence of Dong and Rangit rivers along Rangit river up to the confluence of Rangit and Rammam rivers at Jorethang.
   **South:** From the confluence of Rangit and Rammam rivers at Jorethang, thence along Bari Rangit up to the confluence of Bhari khola and Bari Rangit river.
   **East:** From the confluence of Bhari Khola and Bari Rangit along Bhari Khola up to the ridge near Simpani.

2. **Majhitar Block**
   **North:** From the confluence of Manpur Khola and unnamed river between Singtam and Bul along Manpur Khola up to the confluence of Mikhola and Manpur Khola and thence along Mikhola up to the ridge near Simpani.
   **West:** From the ridge near Simpani along Bhari Khola up to the confluence of Bhari and Bari Rangit river.
   **South:** From the confluence of Bhari and Bari Rangit along Bari Rangit up to the confluence of Rolu Khola and Bari Rangit.
   **East:** From the confluence of Rolu khola and Bari Rangit along Rolu khola up to the Sadam RF ridge, thence following unnamed khola between Singtam and Bul up to the confluence of Manpur khola and this unnamed khola between Singtam and Bul.

3. **Melli Block:**
   **North:** From the origin of Kali khola along Ramaram RF ride up to Tendong RF ridge, then along Rangrang khola up to the confluence of Manpur and unnamed khola (between Singtam and Bul).
   **West:** From the confluence of Manpur and unnamed khola (between Singtam and Bul) along unnamed khola up to Sadam ridge and then following Rolu khola up to the confluence of Rolu and Rangti river.
   **South:** From the confluence of Rolu and Rangit rivers along Rangit river up to the confluence of Rangit and Teesta rivers.
   **East:** From the confluence of Teesta and Rangit rivers along Teesta river and then diverting to Kali khola up to origin of Kali khola.

(c) **Namthang Range**

Namthang Range will comprise of two blocks i.e. Namthang block and Mamring block whose boundary descriptions ae as follows.

1. **Namthang Block:**
   **North:** From the confluence of unnamed khola between Turung and Kasur villages and Teesta river along this unnamed khola up to its origin, then following ridge between Namthang and Maneydara village up to the origin of Kali khola.
   **Southwest:** From the confluence of Kali khola and Teesta river along Teesta river up to the confluence of Teesta and unnamed river between Turung and Kasur village.
   **East:** From the origin of Kali khola along Kali khola up to the confluence of Kali khola and Teesta river.
2. Mamring Block:
**North:** From the confluence of Kalej and Teesta along Kalej khola up to the confluence of Phong and Kalej khola.
**West:** From the confluence of Phong and Kalej khola along Phong khola up to the origin of Phong khola.
**South:** From the origin of Phong khola along the ridge between Namthang and Maneydara villages up to the origin of unnamed khola between Turung and Kasur villages, then along this unnamed khola up to the confluence of this khola and Teesta river.
**East:** From the confluence of the unnamed khola between Turung and Kasur villages and Teesta river to the confluence of Kali and Teesta rivers.

(d) Rabongla Range

Rabongla Range will comprise of three blocks i.e. Rabongla block, Ralang block and Kewzing block whose boundary descriptions are as follows.

1. Rabongla Block

**North:** From the confluence of Sangrung khola and Rangit river to all along Sangrung khola up to the ridge of Chitray and Ralang RFs near Maenam Gumpa. Along Niya Khoa, Majuwa khola and Brum khola up to the confluence of Brum and Teesta river near Namphok village.
**West:** From the confluence of Payong khola and Rangit river to all along Rangit river up to the confluence of Sangrung khola and Rangit river.
**South:** From the confluence of Ben khola and Teesta rivers along Ben khola up to the ridge of Deorali RF, then along Ranglo khola to all along Payong Khola up to the confluence of Rangit river and Rayong khola near Tatopani Gumpa.
**East:** From the confluence of Brum khola and Teesta river along Teesta river to the confluence of Ben khola and Teesta river.

2. Ralang Block

**North:** Narsingh peak to ridge point of Pakilhu.
**West:** From the confluence of Sangrung khola and Rangit river to all along Rangit river up to the confluence of Rel chu and Rangit river, then along Rel chu up to the confluence of Rel chu and Rangdong chu, then along Rangdong chu up to the Narsingh peak.
**South:** From the confluence of Sangrung khola and Rangit river to all along Sangrung khola up to the ridge of Chitraty and Ralang RFs near Maenam Gumpa, then along Niya Khola, Majuwa khola and Brum khola up to the confluence of Brum khola and Teesta river near Namphok village.
**East:** From the ridge of Pakilhu to all along the ridges of Karchi RF, Sada RF, Phamtam RF and up to the ridge point of Chitray RF and Ralang RF near Maenam Gumpa.

3. Kewzing block

**North:** From the confluence of Bania khola and Rangit river to along Bania river up to its confluence with unnamed khola between Barfong and Dholep villages.
**West:** From the confluence of Bania khola and Rangit river along Rangit river up to its confluence with Rayong khola and then along Rayong khola up to its confluence with Ranglo khola.
**South:** From the confluence of Rangit river and Rayong khola along Rayong khola up to its confluence with another khola.

(e) Lingmoo Range

Lingmoo Range will comprise of one block i.e. Lingmoo block whose boundary descriptions are as follows.
1. **Lingmoo Block**  
**North:** From ridge point of Sada RF and Taryang RF to all along Rangphap chu up to Teesta river near Khambul village of East district.  
**West:** From the ridge point of Sada RF and Taryang RF to all along the ridges of Sokpay, Mendung, Thunua, Kau, Lingmoo and Niya RFs up to Maenum Gumpa.  
**South:** Ridge point of Ralang and Niya RFs near Maneam Gumpa to all along Niya khola, then Majuwa khola and Brum khola meeting Teesta river near Namphok village of East district.  
**East:** From the confluence of Teesta river and Brum khola near Namphok village to the confluence of Rangphap chu near Khambul village of East district.

C. **EAST TERRITORIAL DIVISON**

   The East Territorial Division will comprise of two sub-divisions which will be constituted as follows.

   III. **Gangtok Sub-division:** Gangtok Range, Ranipool Range and Singtam Range.

   IV. **Pakyong Sub-division:** Pakyong Range

   V. **Rongli Sub-division:** Rongli Range.

(a) **Gangtok Range**

   Gangtok Range will comprise of three blocks i.e. Gangtok block, Pangthang block and Tumin block whose boundary descriptions areas follows.

1. **Gangtok Block**

   **North:** Kyongnosla Range. From iron bridge at B1 along North Sikkim High Way.

   **West:** From the confluence of Rani khola and Ray chu along Rani khola up to its confluence of unnamed khola between Tadong and Samdur.

   **South:** From the confluence of Rani khola and unnamed river between Tadong and Samdur from ridge along another unnamed khola between Syari and Samdur up to its confluence with Rora chu.

   **East:** Assam Lingzey block and Kyongnosla Range. Same as Gangtok range.

2. **Pangthang Block**

   **North:** Phodong and Kabi blocks. From B2 near iron bridge along Rate chu up to its confluence with Rakshyakola.

   **West:** Tumin block. From the confluence of Dikchu and Rakshey khola along Rakshey khola up to the origin of Rakshey khola, then along ridge up to the tributary of Re chu near Tumin RF ridge.

   **South:** Rumtek Block. From tributary of Re chu near Tumin RF ridge along the tributary, then along Kaheng chu up to its confluence with Re chu and Rani khola.

   **East:** Gangtok block. From the confluence of Re chu and Rani khola along Rani khola, then diverting to its tributary and then along North Sikkim Highway up to Iron Bridge near B1.

3. **Tumin Block**

   **North:** Phodong block. From the confluence of Dikchu and Rakshey khola along Dikchu up to the confluence of Dikchu and Teesta river.

   **West:** Lingmoo range and Lower Dzongu block. From confluence of Dikchu and Teesta river along Teesta river up to the confluence of Teesta and Rangchang khola, then along Rangchang khola up to origin of Rangchang near the ridge near Gangan.

   **South:** Sang block. From Gangan along ridge up to the trifurction of ridges (among Tumin, Martam and Rumtek RFs).
East: Rangthang block and Rumtek block. From trifurcation of ridges along ridge between Tumin and Rumtek up to the origin of Rakshey Khoa, then along Rakshey khola up to the confluence of Rakshey and Dikchu.

(b) Ranipool Range
Ranipool Range will comprise of three blocks i.e. Ranipul block, Rumtek block and Assam Lingzey block whose boundary descriptions are as follows.

1. Ranipul Block
North: Gangtok block. From the confluence of Arithang chu and Rora chu along Rora chu, then diverting to unnamed khola (between Syari and Tadong up to the ridge, then along another unnamed khoa (between Samdur and Tadong) up to its confluence with Rongni chu, then along Rongni chu up to Adampul.
West: Rumtek block. Southern and eastern boundary of Rumtek block.
South: Pakyong and Sang blocks. From confluence near Namrang village along Pagla khola and then along Rongni chu up to the confluence of Andheri and Rongni chu, then along Andheri khola up to road crossing with Andheri khola near Pakyong.
East: Assam Lingzey block. From road crossing with Andheri khola near Pakyong along road up to confluence to Taksam chu and Rani khola, then along ridge up to road near Nandok, then along road up to its crossing with Arithang chu, then along Arithang chu up to its confluence with Rora chu.

2. Rumtek Block
East and North: Pangthang block. From confluence of Rongni chu and Ray khola along Ray khola up to its origin.
West: Tumin block. From origin of Ray khola along ridge (between Tumin and Rumtek RFs) up to trifurcation of ridges (between Tumin, Martam and Rumtek RFs).
West and South: Sang block. From trifurction of ridges along ridge (between Martam and Rumtek RF) and up to the road.
South and East: Ranipul block. From ridge along road passing through Gumpa up to Adampul, then along Rongni chu up to the confluence of Re chu and Rongni chu.

3. Assam Lingzey Block
North: Kyongnosla block. From ridge (origin of Yali chu) along Yali chu up to its confluence with Rora chu, then along Rora chu up to its confluence with Arithang chu.
West: Ranipul block. From road crossing with Andheri khola near Pakyong along road up to confluence to Taksam chu and Rani khola, then along ridge up to road near Nandok, then along road up to its crossing with Arithang chu, then along Arighang chu up to its confluence with Rora chu.
South and East: Pakyong and Pathing blocks. From road crossing with Andheri khola near Pakyong along Andheri khola (Namphe khola) up to its origin, then along ridge (between Assam and Thekabung RFs) up to the origin of Yali chu.

(c) Singtam Range
Singtam Range will comprise of three blocks i.e. Sang block, Singtam block and Rangpo block whose boundary descriptions are as follows.

1. Sang Block
North, West and South: Singtam block. From road crossing with Rangchung along Sumin-Lingzey road up to it’s crossing with Pagla khola.
East and North: Ranipul, Rumtek and Tumin blocks. From road crossing with Pagla khola along Pagla khola up to its origin, then along ridge (between Rumtek and Martam) up to the origin of Rangchung khola, then along Rangchung khola up to its crossing with road.
2. Singtam Block
**East and North:** Sang block. From confluence of Rani khola and Pagla khola along Pagla khola up to its road crossing, then along road (Sang-Martam road, Sumin-Lingzey road) up to road crossing with Ranchung khola, then along Rangchung khola up to its confluence with Teesta river.
**West:** Lingmoo and Rabongla blocks. From confluence of Rangchung khola and Teesta river along Teesta up to its confluence with Beyang khola.
**South:** Temi block. From the confluence of Beyang and Teesta khola along Teesta khola up to the confluence of Teesta and Rani khola and then along Rani khola up to its confluence with Pagla Khola.

3. Rangpo Block
**North:** Singtam block. From confluence of Rani khola and unnamed khola (between Sumin and Kartak RFs) along Rani khola up to its confluence with Teesta river.
**West:** Temi and Mamring blocks. From confluence of Rani khola and Teesta river along Teesta river up to its confluence with Rangpo chu.
**South:** West Bengal. From the confluence of Rangpo chu and Teesta river along Rangpo chu up to its confluence with unnamed khola (east of Bhasme khola).
**East:** Pakyong block. From confluence of unnamed khola (east of Bhasme khola) and Rangpo chu along unnamed khola up to the ridge, then along ridge, then along tributary of Dikling khola, then along Dikling khola up to its origin.

(d) Pakyong Range
Pakyong Range will comprise of two blocks i.e Pakyong block and Pathing block whose boundary descriptions are as follows.

1. Pakyong Block
**North:** Assam Lingzey, Ranipurul and Singtam blocks. From the origin of Richu khola along ridge (between Thekabung and Changey Shenti RFs) up to the origin of Andheri khola, then along Andheri khola up to its confluence with Rongni chu, then along Rongni chu up to its confluence with Phyak chu.
**West:** Rangpo block. (Same as western boundary of Pakyong range)
**South:** Rhenock block. From confluence of unnamed khola east of Bhasme khola with Rangpo chu along Rangpo chu up to its confluence with Richu khola.
**East:** Pathing block. From confluence of Richu and Rangpo khola along Richu khola up to its origin along ride between Thekabung and Chota Pathing RF meeting trifurcation ridge at Assam RF.

2. Pathing Block.
**North:** Kyongnosla block. From the confluence of Rangpo chu and Sano Change chu along Sano Change chu up to the origin of Sano Change chu till ridge.
**West South:** Assam Lingzey and Pakyong blocks. from the origin of Sano Change chu along ridge (between Assam and Bara Pathing RFs) up to the origin of Richu khola, then along Richu khola up to the confluence of Richu and Rangpo chu.
**South East:** Rongli block. From the confluence of Richu and Rangpo chu along Rangpo chu up to the confluence of Rangpo chu and Sano Change chu.

(e) Rongli Range
Rongli Range will comprise of two blocks i.e Rongli block and Phadamchen block whose boundary descriptions are as follows.
1. Rongli Block

**North:** Kyongnosla block. From the ridge (the origin of tributary of Nathang chu) along Nathang chu up to its confluence with Rangpo chu.

**West:** Pathing and Pakyong blocks. From the confluence of Nathang chu and Rangpo chu along Rangpo chu up to the confluence of Rangpo chu and Raongli chu.

**South:** Rhenock block, West Bengal and Bhutan. From the confluence of Rangpo chu and Rongli chu along Rongli chu, then diverting to Sawa khola up to its origin in Chandeney RF, then along ridge up to the origin of Subaney khola.

**East:** Phadamchen block. From the origin of Subaney khola along Subaney khola up to its confluence with Rongli chu, then along Rongli chu and then along Kue chu up to its origin, then along ridge up to the origin of tributary of Nathang chu.

2. Phadamchen Block

**North:** Kyongnosla block. From international boundary with Bhutan along tributary of Jaldhaka (Die chu) up to its origin at ridge.

**West:** Rongli block. From origin of tributary of Nathang chu along ridge up to the origin of Kuechu, then along Kuechu, then along Rongli chu up to its confluence with Subaney khola.

**South:** Rongli block. From confluence of Rongli chu and Subaney khola along Subaney khola up to the origin of Subaney khola.

**East:** Bhutan. From the origin of Subaney khola along ridge (adjoining Machkharaka, Singanebas, Tunge and Kifek RFs) up to Jaldhaka (Diechu) tributary.

(f) Kyongnosla Range

Kyongnosala Range will comprise of Kyangnosala block whose boundary description is as follows.

1. Kyongnosla Block:

**North:** Kabi block. From the origin of Rae chu along the river up to its confluence with its tributary near Tingda.

**West:** Gangtok and Assam Lingzey block. From confluence along unnamed tributary of Rate chu up to the origin of this tributary, then after crossing ridge along unnamed tributary of Rora chu, and then along Rora chu up to its confluence with Yali chu, then along Yali chu up to its origin at ridge near Manla, then along ridge between Bhusuk and Latui, then from origin of Sano Changey chu up to its confluence with Rangpo chu and then along Rangpo chu up to its confluence with Nathang chu.

**South:** Rongli and Phadamchen blocks. From the confluence of Nathang chu and Rangpo chu along Nathang chu, then along its southern tributary up to its origin near Lungthung, then after crossing the ridge along tributary of Jaldhaka river up to International boundary with Bhutan and then along the International boundary up to ridge.

**East:** Bhutan and China. From the International boundary along ridge passing by Dokala, Batangla, Dongchula, Jelepla, Nathula, Sebula, Yakala and then Chola up to origin of Rate Chu.

D. WEST TERRITORIAL DIVISION

The West Territorial Division will comprise of two sub-divisions constituted as follows.

**VI. Geyzing sub-division:** Geyzing Range, Yuksum Range and Dentam Range.

**VII. Soreng Sub-division:** Soreng Range and Somabria Range.
(a) Geyzing Range
Geyzing Range will comprise of three blocks i.e. Pelling block, Geyzing block and Legship block whose boundary descriptions are as follows.

1. Pelling Block:
**North**: From the confluence of Rimbi and unnamed river near Singyung along Rimbi khola up to international boundary with Nepal.
**West**: From origin of Rimbi khola along international boundry up to the ridge (north of Barmu khola).
**South**: From ridge adjoining international boundary with Nepal along ridge (between Pherek and Darap RF, Nambu RF and Chidang RF, Peka RF and Sangchu RF) up to origin of unnamed Dkhola near Singyung.
**East**: From origin of unnamed khola near Singyung along unnamed khola up to the confluence of this khola and Rimbi khola.

2. Geyzing Block:
**North**: From the confluence of Rathang chu and Rimbi khola along Rimbi khola up to the confluence of Rimbi and unnamed khola near Singyung, then along unnamed river up to its origin, then along ridge between Peka and Sangchu RF up to ridge on adjoining international boundry with Nepal.
**West**: From ridge along international boundary up to the origin of Barmu khola, then along Barmu khola up to the confluence of Pharak and Barmu khola.
**South**: From confluence of Pharak and barmu khola along Kalej khola up to the western boundary of Toyam RF.
**East**: From western boundry of Toyam RF along boundary of Toyam RF, Shirithang RF, then following lower road up to the hairpin bend, then along small unnamed khola, then along boundary of Omchung RF up to the confluence of Rathang and Rangit river.

3. Legship Block:
**North**: Geyzing block.
**West**: Geyzing block.
**South West**: From junction o Kalej khola and western boundary of Toyam RF along Kalej khola up to confluence of Rangsgang and Kalej khola, then diverting to Rangsgang khola, then along unnamed khola between Bharphak and Yuksom, then following ridge up to confluence of Dadar and Rangit river.
**East**: Namchi and Rabong blocks. From the confluence of Dadar and Rangit along Rangit river up to the confluence of Rathang and Rangit rivers.

(b) Yuksum Range
Yuksum Range will comprise of three blocks i.e. Yuksum block, Tashiding block and Khechuperi block whose boundary descriptions are as follows.

1. Yuksum Block
**North**: From the junction of ridges near Jhopuna along ridge passing by Langchen khang, Gocha, Gocha peak and Kabru Doma up to international boundary, then along international boundary up to East Rathang glacier.
**West and South**: Khechuperi block. From international boundary along East Rathang glacier and then along Choktsering chu and then along Rathang chu.
**East**: Tashiding block. From junction of ridges near Jhopuna along ridge passing by Store Lenradi danda and up to peak (North of Tashijan Gumpa), then along tributary of Rathang chu up to main river Rathang chu.
2. **Tashiding Block**  
**North:** Lower Dzongu block of North district. From Narsingh peaks along ridge up to junction or ridges near Jhopuna.  
**West:** Yuksam block. From junction of ridges near Jhopuna along ridge passing by Store Lenradi danda and up to peak (North of Tashijan Gumpa, then along tributary of Rathang chu up to main river Rathang chu.  
**South:** Legshep block. From confluence of tributary of Rathang chu and Rathang chu near Tamtam, then along Rathang chu up to its confluence with Rangit river.  
**East:** Ralang block. From the confluence of Rathang chu and Rangit rive along Rangit river up to Dhupidanda ridge, then along ridge up to Narsingh peak.

3. **Khechuperi Block**  
**North and East:** Yuksam block. From international boundary along West Rathang glacier and Choktsering, then along Rathang chu up to its confluence with Rimbi khola.  
**West:** Nepal. From East Rathang glacier along international boundary passing by Kakthang and Changla up to origin of Rimbi khola.  
**South:** Pelling block. From international boundary along Rimbi khola up to its confluence with Rathang chu.

(c) **Dentam Range**  
Dentam Range will comprise of two blocks i.e. Dentam block and Barmek block whose boundary descriptions are as follows.

1. **Dentam Block:**  
**North:** Gayzing block. From confluence of Kalej and Hee khola along Kalej Khola (Barmu khola) up to the international boundary with Nepal.  
**West:** International boundary with Nepal. From origin of Barmu khola along the international boundary up to Kalijhar ridge.  
**South:** Hilley and Soreng blocks. From international boundary with Nepal along Kalijhar ridge (ridge between Sungri and Barsey RFs) up to the origin of Hee khola.  
**East:** From origin of Hee khola along Hee khola up to the confluence of Hee khola and Kalej khola.

2. **Barmek Block:**  
**North:** Gayzing block. From the confluence of Rangang khola and Kalej khola, along Kalej khola up to the confluence of Hee khola and Kalej khola.  
**West:** Dentam block. From the confluence of Hee khola and Kalej khola along Hee khola up to the origin of Hee khola.  
**South and South East:** Sribadam block. From the origin of Hee khola up to the origin of Rangang khola and then along Rangang khola, up to the confluence of Rangang khola and Kalej khola.

(d) **Soreng Range**  
Soreng Range will comprise of three blocks i.e Soreng block, Sribadam block and Nayabazar block whose boundary descriptions are as follows.

1. **Soreng Block**  
**North:** Sribadam block. From the trifurcation of ridges (Jorethang, Phunsebang and Sigleng) near Gumpa along ridge passing through Dethang Reserve Forest up to the trifurcation of ridges between Phunsebang and Samdang Reserve Forests and then following ridge up to the origin of Riyong khola.
**South:** West Bengal. From the crossing of Riyong river with the road near Baijak along road up the bifurcation of road near Malthak.

**East:** Nayabazar block. From the bifurcation of road near Malthak along the road up to the tributary of Rothak khola near Geling Reserve Forest, thence along Rothak khola up to the confluence of Rothak and unnamed khola (between Khakung and Garethang Reserve Forests), then along ridge up the trifurcation of ridges.

**2. Sribadam Block:**

**Northeast:** Legship block. From the confluence of Dadar and Rangit rivers along the ridge, then following unnamed river between Barphok and Yuksom up the confluence of Rangang and this unnamed river.

**Northwest:** Barmek block. From the confluence of Rangang and unnamed river along Rangang river up to the origin of Rangang river, then along ridge up to the trifurcation of ridges (Samdong RF, Phunsebang RF and Dethang RF).

**South:** Soreng Nayabazar block. From the trifurcation of ridges along ridge between Dethang and Phunsebang Reserve Forests up to the Rishi khola, then along Rishi khola up to the confluence of Rishi khola and Rangit river.

**East:** Namchi block. From the confluence of Rishi khola and Rangit river along Rangit up to the confluence of Dadar and Rangti rivers.

**3. Nayabazar Block**

**West and North:** Sribadam and Soreng blocks. From Rishi along Rishi khola up to the ridge near Timurbong, then along ridge up to the trifurcation of ridges near Gumpa, then eastern and Southern boundaries of Soreng block.

**South and East:** West Bengal, Jorethang and Namchi blocks. From crossing of road with Riyong khola near Baijak along Riyong khola and then along Rammam khola up to the confluence of Rammam and Rangit rivers near Jorethang and then along Rangit river up to Rishi.

(e) **Sombaria Range**

**Northeast:** Soreng block. From the confluence of Riyong khola and Rangband khola along Riyong khola up to its confluence with its tributary (originating from west of Tarebhir).

**Northwest:** Hilley block: From the confluence of Riyong khola and its tributary up to the peak (west of Tarebhir), then along Ribdi khola up to its confluence with Ranbang khola.

**By Order.**

T. R. Sharma,  
PCCF-Cum-Secretary.
NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 15 of the Payment of Gratuity Act, 1972 (39 of 1972), the State Government hereby makes the following rules, namely:—

Short title and commencement
1. (1) These rules may be called the Sikkim Payment of Gratuity Rules, 2002.
    (2) They shall come into force on the date of their publication in the Official Gazette.

Definition
2. (1) In these rules, unless there is anything repugnant in the subject or context,—
    (a) “Act” means the Payment of Gratuity Act, 1972 (39 of 1972);
    (b) “Appellate Authority” means the State Government or any authority specified by it under sub-
        section (7) of section 7;
    (c) “Controlling Authority” means an authority appointed by the State Government under section 23 of the Act.
    (d) “Form” means the form appended to these rules;
    (e) “nomination” means the nomination made under section 6; and
    (f) “section” means a section of the Act.
    (2) Words and expressions used in these rules and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act.

Notice of applicability, change of particulars or closure
3. (1) A notice in Form A shall be served by the employer concerned on the controlling authority of the area within thirty days of these rules becoming applicable to a factory, shop, establishment or plantation, as the case may be:
    Provided that in the case of a factory, shop, establishment or plantation, to which these rules are applicable with effect from the enforcement of these rules, such notice may be served on the controlling authority within such longer period as may be specified by the State Government by a notification in this behalf.
(2) In case of any change taking place with regard to any information furnished in Form A, the employer concerned shall serve a notice of such change to the controlling authority of the area in Form B.

(3) Where an employer intends to close down his business, he shall serve a notice of such intended closure in Form C on the controlling authority of the area at least sixty days before the date of intended closure.

(4) All notices to be served under these rules shall be served either personally on a person specified for the purpose by the controlling authority with receipt therefor or by registered post with acknowledgement due.

**Display of notice and abstract of the Acts and the rules**

4. (1) Every employer shall display conspicuously a notice at or near the main entrance of the factory, plantation, shop or establishment, as the case may be, in bold letters in English, Nepali and in a language understood by the majority of the employees specifying the name of the Officer with designation authorized by the employer to receive on his behalf notices or applications under the Act or these rules.

(2) Every employer shall display an abstract of the Act and these rules in English, Nepali and in a language understood by the majority of employees at a conspicuous place at or nearabout the main entrance of the factory, plantation, shop or establishment, as the case may be.

(3) A fresh notice or abstract of the Act or the rules as the case may be, shall be displayed immediately after the notice or abstract of the Act or the rules, as the case may be, referred to in sub-rules (1) and (2) becomes illegible or requires an amendment.

**Nomination**

5. (1) The nomination under sub-section (1) of section 6 shall be in duplicate in Form D and submitted by personal service, after taking receipt, either to the employer concerned, or if so directed, to an Officer authorized in this behalf by the employer concerned-

(i) in the case of an employee, who is already in employment for a year or more on the date of commencement of these rules, ordinarily, within ninety days from such date, and

(ii) in the case of an employee, who completes one year of service after the date of commencement of these rules, ordinarily, within thirty days of the completion of one year of service after such date:

Provided that nomination in Form D shall be accepted by the employer concerned also after the specified period, if filed with reasonable grounds for the delay, and no nomination shall be invalid merely because it was filed after the specified period.

(2) Within thirty days of the receipt of a nomination in Form D under sub-rule (1), the employer concerned shall get the service particulars of the employee, as mentioned in the nomination, verified with reference to the records of the factory, plantation, shop or establishment, as the case may be, and return to the employee concerned, after obtaining a receipt therefore, the duplicate copy of the nomination in Form D duly attested either by the employer concerned or an Officer authorized in this behalf by him, as a token of recording of the nomination by the employer concerned and the other copy of the nomination shall be recorded and preserved permanently by the employer for future reference.

(3) If an employee had no family at the time of making a nomination under sub-rule (1) or if a nominee predeceases the employee, the employee concerned shall, within thirty days of acquiring a family or death of the nominee, as the case may be, file a fresh nomination,
as required under sub-section (4) of section 6, in duplicate in Form E to the employer concerned, or if so directed by him, to an officer authorized in this behalf by the employer concerned and thereafter the provisions of sub-rule (2) shall apply mutatis mutandis as if it was filed under sub-rule (1).

(4) A notice for modification of any nomination made under sub-rules (1) and (3) shall be submitted in duplicate in Form F to the employer concerned, or if so directed by him, to an officer authorised in this behalf by the employer concerned, and thereafter, the provisions of sub-rule (2) shall apply mutatis mutandis as if it was filed under sub-rule (1).

(5) A nomination or a fresh nomination or a notice of modification of nomination shall be signed or, if the person making the nomination is illiterate, thumb impressed in the presence of two witnesses, who shall also sign a declaration to that effect in the nomination, fresh nomination or notice of modification of nomination, as the case may be, and such nomination, fresh nomination or notice of modification of nomination shall be filled by personal service, after taking receipt and take effect from the date of receipt thereof by the employer.

Application for gratuity

6. (1) An employee, who is eligible for payment of gratuity under the Act, shall apply, ordinarily within one hundred and twenty days from the date the gratuity became payable, in Form G to the employer concerned:

Provided that where the date of superannuation, retirement or resignation of an employee is known, the employee concerned, may apply in form G to the employer concerned before thirty days of the date of superannuation, retirement or resignation, as the case may be.

(2) A nominee of an employee, who is eligible for payment of gratuity under the second proviso to sub-section (1) of section 4, shall apply ordinarily within one hundred and eighty days from the date the gratuity became payable to him, in Form H to the employer concerned:

Provided that an application in plain paper with sufficient particulars shall also be accepted and the employer concerned may obtain such other particulars as may be deemed necessary by him.

(3) An heir of an employee, who is eligible for payment of gratuity under the second proviso to sub-section (1) of section 4, shall apply ordinarily within one year from the date the gratuity became payable to him, in Form I to the employer concerned.

(4) In case gratuity became payable under the Act before the date of commencement of these rules, the periods of limitation specified in sub-rules (1), (2) and (3) shall be deemed to be operative from the date of commencement of these rules.

(5) An application for payment of gratuity filed after the expiry of the periods specified in these rules shall also be entertained by the employer concerned, if the applicant adduces sufficient cause for the delay in preferring his claim, and no claim for gratuity under the Act shall be invalid merely because the claimant failed to present his application within the specified period and any dispute in this regard shall be referred to the controlling authority and his decision thereon shall be final.

(6) An application under these rules for payment of gratuity shall be presented to the employer concerned, or if so directed by him, to an officer authorized in this behalf by the employer either by personal service or by registered post with acknowledgement due.
Notice for payment of gratuity

7. (1) Within thirty days of receipt of an application under rule 7 for payment of gratuity, the employer concerned shall-

(i) if the claim is found admissible on verification, issue a notice in duplicate in Form J to the applicant, employee, nominee or heir, as the case may be, specifying the amount of gratuity payable and fixing a date not being later than forty-fifth day after the date of receipt of the application, for payment thereof; or

(ii) If the claim for gratuity is not found admissible, issue a notice in duplicate in Form K to the applicant, employee, nominee or legal heir, as the case may be, specifying the reasons why the claim for gratuity is not considered admissible.

Explanation.- In either case a copy of the notice shall be endorsed to the controlling authority.

(2) In case payment of gratuity is due to be made in the employer’s office, the date fixed for purpose in the notice in Form J under clause (i) of sub-rule (1) shall be re-fixed by the employer, if a written application on this behalf is made by the payee explaining why it is not possible for him to be present in person on the date specified.

(3) If the claimant for gratuity is a nominee or an heir, the employer concerned may ask for such witness or evidence as may be deemed relevant for establishing his identity or maintainability of his claim and in that case the time-limit specified for issuance of notices under sub-rule (1) shall be operative with effect from the date such witness or evidence as called for by the employer, is furnished to the later:

Provided that issuance of an appropriate notice under sub-rule (1) shall not be delayed beyond ninety days from the date of receipt of an application under rule 6, except with the consent of the applicant or approval or the controlling authority in writing.

(4) A notice in Form J or K shall be served on the applicant either by personal service after taking receipt or by registered post with acknowledgement due.

Mode of payment of gratuity

8. (1) The gratuity payable under the Act shall ordinarily be paid in cash or, if so desired by the payee in Demand Draft or bank cheque personally to the eligible employee, nominee or heir, as the case may be:

Provided that in case the eligible employee, nominee or heir, as the case may be, so desires and the amount of gratuity payable is less than one thousand rupees, payment may be made by postal money order after deducting the postal money order commission therefor from the amount payable:

Provided further that the employer concerned and the eligible employee, nominee or heir, as the case may be, may devise between them any other mode of payment mutually acceptable to both the sides.

(2) the employer shall maintain a register recording details of payment made on account of gratuity and shall intimate to the controlling authority of the area the details of payment made in each case.

Application to Controlling Authority for direction

9(1) If any employer -

(i) refuses to accept nomination or entertain an application sought to be filed under rule 6, or

(ii) issues a notice under sub-rule (1) of rule 7 either specifying an amount of gratuity, which is considered by the applicant less than what is payable or rejecting eligibility to payment of gratuity, or

(iii) having received an application under rule 6, fails to issue any notice, as required under rule 7, within the time limit specified therein, and if there is any other dispute in any matter under the Act,
the claimant employee, nominee or heir, as the case may be, within ninety days of
the occurrence of the cause or the application, apply in triplicate in
Form L to the Controlling Authority for issuing a direction under sub-
section (4) of section 7:

Provided that the controlling authority may accept an application under this sub-rule, on
sufficient cause being shown by the applicant, after the expiry of the specified period.

(2) Application under sub-rule (1) and other documents relevant to such an application
shall be presented in person to the controlling authority at any time during hours fixed by him or the purpose or shall be
sent to the controlling authority by registered post and controlling authority shall at once endorse or
cause to be endorsed on each and such application or other document the date of
presentation or receipt thereof, as the case may be.

Procedure for dealing with application for direction

10. (1) Within thirty days of the receipt of an application under rule 9 or as soon thereafter as
may be possible, the controlling authority shall by issuing a notice in Form M, call
upon the applicant as well as the employer concerned to appear before him on
a specified date, not being earlier than fourteen days after the date of service
of the notice, either by himself or through his authorized representative
together with all relevant documents and witnesses, if any:

Provided that the date fixed for hearing may be extended by the controlling authority either
suo moto or on application by either of the parties.

(2) any person desiring to act on behalf of an employer or employee, nominee or heir, as
the case may be, shall present to the controlling authority a letter of authority from the
employer or the person concerned, as the case may be, on whose behalf he
seeks to act together with a written statement explaining his interest in the
matter and praying for permission so to act and the controlling authority shall
record thereon an order either according his approval or specifying, in the case of refusal,
grant the permission prayed for the reasons for the refusal.

(3) A party appearing by an authorized representative shall be bound by the acts of the
representative.

(4) After completion of hearing on the date fixed under sub-rule (1), or after such further
evidence examination of documents or witnesses and hearing, as may be deemed necessary,
the controlling authority shall record his finding as to whether any amount
is payable to the applicant under the Act and a copy of the finding shall be
given to each of the parties.

(5) If the employer concerned fails to appear on the specified date of hearing without
sufficient ground, the controlling authority may proceed to hear and
determine the application ex-parte and if the applicant fails to appear on the
specified date of hearing without sufficient ground, the controlling authority may
dismiss the application:

Provided that an order under this sub-rule may, on good cause being shown within thirty
days of the said order, be reviewed and the application re-heard after giving not less than
fourteen days’ notice to the opposite party of the date fixed for re-hearing of the application.

Place and time of hearing

11. The sittings of the controlling authority shall be held at such times and at such places as he
may fix and he shall inform the parties of the same in such manner as he thinks fit.

Administration of oath

12. The controlling authority may authorize a clerk of his office to administer oaths for the
purpose of making affidavits.
Summoning and attendance of witnesses
13. The controlling authority may, at any stage of the proceedings before him, either upon or without an application by any of the parties involved in the proceedings before him, and on such terms as may appear to the controlling authority just, issue summons to any person in form N either to give evidence or to produce documents or for both purposes on a specified date, time and place.

Service of summons or notice
14. (1) Subject to the provisions of sub-rule (2), any notice, summons, process or order issued by the controlling authority may be served either personally or by registered post with acknowledgement due or in any other manner, as prescribed under the Code of Civil Procedure, 1908 (Act 5 of 1908).

(2) Where there are numerous persons as parties to any proceeding before the controlling authority and such persons are members of any organization or association or are represented by an authorized person, the service of notice on the Secretary, or where there is no Secretary, on the principal officer of the organization or associations, or on the authorized person, as the case may be, shall be deemed to be served on such persons.

Maintenance of records of cases by the Controlling Authority
15. (1) The controlling authority shall record the particulars of each case under section 7, in Form O and at the time of passing orders shall sign and date the particulars so recorded.

(2) The controlling authority shall, while passing order in each case also record the findings on the merits of the case and file it together with the memoranda of evidence with the order sheet.

(3) Any record, other than a record of any order or direction, which is required by these rules to be signed by the controlling authority, may be signed on behalf of and under direction of the controlling authority by any subordinate officer appointed in writing for this purpose by the controlling authority.

Direction for payment of gratuity
16. If a finding is recorded under sub-rule (4) of rule 10 that the applicant is entitled to payment of gratuity under the Act, the Controlling Authority shall issue a notice to the employer concerned in Form P specifying the amount payable and directing payment thereof to the applicant under intimation to the controlling authority within thirty days from the date of receipt of the notice and a copy of the notice shall be endorsed to the applicant employee, nominee or heir, as the case may be.

Appeal from the orders of Controlling Authority
17. (1) The appeal under sub-section (7) of section 7 shall be in the form of a memorandum setting forth concisely the facts of the case, grounds of objection to the order or direction against which the appeal is preferred and the relief sought for, and every such memorandum of appeal shall be accompanied by a certified copy of the controlling authority’s order or directions, which is the subject matter of the appeal.

(2) The memorandum of appeal under sub-rule (1) shall be submitted to the appellate authority and a copy thereof shall be served on all the opposite parties, including the controlling authority, either by personal service after obtaining receipt or by registered post with acknowledgement due.
(3) Within fourteen days of the receipt of a copy of the memorandum of appeal-

(a) the controlling authority shall forward all the records of the case against which the appeal has been preferred;

(b) the opposite party shall submit his written statement containing comments on each paragraph of the memorandum of appeal and additional pleas, if any, to the appellate authority and the opposite party shall serve a copy of the written statement on the appellant either by personal service after obtaining receipt or by registered post with acknowledgement due.

(4) The appellate authority shall record its decision after giving the parties to the appeal a reasonable opportunity of being heard and shall forward a copy of the decision to the parties concerned and the Controlling Authority and the records of the controlling authority received under sub-rule (3) shall be returned to him by the appellate authority while forwarding a copy of the decision to him under this rule, if the appeal be disposed to exparte or struck out or dismissed for default the appellate authority can, within 60 (sixty) days from the date of the order, restore it to file if sufficient cause be shown for the appellant’s non-appearance on the date of hearing of the appeal.

(5) The controlling authority shall on receipt of the decision of the appellate authority, make necessary entry in the records of the case maintained in Form Q under sub-rule (1) of rule 15.

(6) On receipt of the decision of the appellate authority, the controlling authority shall, if required under that decision, modify his direction for payment of gratuity and issue a notice to the employer concerned in form Q specifying the modified amount payable and directing payment thereof to the applicant, under intimation to the controlling authority within fifteen days of the receipt of the notice by the employer and a copy of the notice shall be endorsed to the applicant employee, nominee, heir, as the case may be, and to the appellate authority.

application for recovery of gratuity

18. In case an employer fails to pay the gratuity due under the Act in accordance with the notice of the controlling authority under rule 16 or sub-rule (6) of rule 17, the employee concerned, his nominee or heir, as the case may be, to whom the gratuity is payable, may apply to the controlling authority in duplicate in Form R for the recovery thereof under section 8.

T. D. Rinzing,
Secretary,
Labour Department
Government of Sikkim.
F.No.GOS/DL/29(1)/2001-02

FORM A
(See sub-rule (1) of rule 3)
Notice of opening

To

The Controlling Authority…………………………
(give here the address)

Take notice that the Sikkim Payment of Gratuity Rules, 2002 are applicable to my factory/plantation/shops/establishment, with effect from…………………………… (date here)
Necessary particulars regarding my factory/plantation/shops/establishment are given in the statement below:

**Statement**

1. Name or description of the factory/plantation/shops/establishment with full address.
2. Address for communication.
3. If a proprietary undertaking, names and full residential address of the owners/partners.
4. If a joint stock company-
   (a) Name and full residential address of every director,
   (b) Names and full residential address of every person owning or controlling twenty percentum or more of the shares.
5. Number of persons employed.
6. Maximum number of persons employed on any day during the preceding twelve months with date.
7. Number of employee covered by the Act.
8. Whether a factory or a plantation or a shop or an establishment.
9. Articles produced or dealt with or services rendered. If so, the details.
10. Whether seasonal (in case of factory).
11. Date of opening.

I declare that the particulars mentioned in the above statement are true and correct to the best of my knowledge and belief.

Place……………………………..
Date………………………………
Signature of the employer with name and designation or rubber stamp

Copy to Labour Department, Government of Sikkim.

**FORM B**
*(See sub-rule (2) of rule 3)*

**Notice of change**

From……………………………………………………………………………..

(Name and address of the factory/plantation/shops/establishment).

Take notice that the following changes have occurred in the particulars furnished by me in the notice dated …………………………………………………………… in Form A with effect from………………………………………………………… (Here specify the details of the changes)

Place……………………………..
Date………………………………
Signature of the employer with name and designation or rubber stamp.

To,

The Controlling Authority,
Copy to the Labour Department, Government of Sikkim.

**FORM C**
*(See sub-rule (3) of rule 3)*

**Notice of closure**
From……………………………………………………………………………………………………………………

(Here give the full name of the person(s) signing the notice with description of the position he holds, the name of the factory/plantation/shops/establishment and full postal address thereof)

To : The Controlling Authority
    (Address here)

As required under sub-rule (3) of rule 3, I/we hereby give notice on behalf of the hereinbefore mentioned factory/plantation/shops/establishment that a final decision has been taken to close that factory/plantation/shop/establishment with effect from………………………… (Here insert the date)

The reasons for such closure and other relevant details are given in the statement below:

Statement

1. Name and description of the factory/plantation/shops/establishment with full address.
2. Address for communication.
3. If a proprietary undertaking, names and full residential address of the owners/partners.
4. If a joint stock company-
   (a) Name and full residential address of every employer.
   (b) Names and full residential address of every person owning or controlling twenty percentum or more of the shares.
5. Number of persons employed on the date of notice.
6. Number of persons entitled to gratuity.
7. Amount of gratuity involved.
8. Date on which closure will be effective.
10. Date for payment of gratuity.

I hereby declare that the particulars mentioned in the above statement are true and correct to the best of my knowledge and belief.

Place……………………………
Date……………………………

Signature with official seal or description of the post or position held.
Copy to Labour Department, Government of Sikkim.

FORM D
(See sub-rule (1) of rule 5)
Nomination

To……………………………………………………………………………………………………………………

(Give here the name or description of the factory/plantation/shop/establishment with full address).

1. I, Shri/Shrimati/Kumari…………………………………………………………
   (Name in full here)
   whose particulars are given in the statement below, hereby nominate the person(s) mentioned below to receive the gratuity payable after my death as also the gratuity standing to
my credit in the event of my death before that amount has become payable, or having become payable has not been paid and direct that the said amount or gratuity shall be paid in proportion indicated against the names (s) of the nominee (s)

2. I hereby certify that the person (s) nominated is a/are members (s) of my family within the meaning of clause (h) of section 2 of the Payment of Gratuity Act, 1972 (Act 39 of 1972).

3. I hereby declare that I have no family within the meaning of clause (h) of section 2 of the said Act.

4. (a) My husband’ father/mother/parents is/ are not dependant on my father.

I have excluded my husband from my family by a notice dated, the……………………….., to the Controlling Authority in terms of the proviso to clause (h) of section 2 of the said Act.

5. Nomination made herein invalidates may previous nomination.

<table>
<thead>
<tr>
<th>Name in full with full address of the gratuity nominee (s)</th>
<th>Nominee (s) Relationship with the employee</th>
<th>Age of nominee</th>
<th>Proportion by which the gratuity will be shared</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>(2)</td>
<td>(3)</td>
<td>(4)</td>
</tr>
</tbody>
</table>

1. 
2. 
3. 
so on

**Statement**

1. Name of employee in full: 
2. Sex: 
3. Religion: 
4. Whether unmarried/married/widow/widower: 
5. Department/Branch/Section where employed: 
6. Post held with Ticket No. or serial No., if any:  
7. Date of appointment: 
8. Permanent address:

Village Post Office Thana District Sub-division State

(b) My husband’s father/mother/parents is/ are not dependent on my husband.

Place………………………………………………. 
Date………………………………………………. 

Signature/Thumb impression 
 of the employee.
Declaration by witnesses  
Nomination signed/thumb impressed before me.

<table>
<thead>
<tr>
<th>Name in full and full address of witnesses</th>
<th>Signature of witnesses</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>1.</td>
</tr>
<tr>
<td>2.</td>
<td>2.</td>
</tr>
</tbody>
</table>

Place........................................  
Date........................................

Certificate by the employer

Certified that the particulars of the above nomination have been verified and recorded in this factory/plantation/shop/establishment.

Employer’s Reference No., if any-  
Signature of the employer/Officer authorized.

Dated.................................  
Designation..............................

Name and address of the factory/plantation/shop/establishment or rubber stamp thereof

Acknowledgement of the employee

Received the duplicate copy of nomination in Form D filed by me on..................duly certified by the employer.

Date.........................  
Signature of the employee

Note: Strike out the words/paragraph not applicable.

FORM E  
(See sub-rule (3) of rule 5)  
Fresh Nomination

To........................................................................

(Give here the name or description of the factory/plantation/shop/establishment with full address)

1. I, Shri/Shrimati/Kumari..............................................  
   (Name in full here)
   whose particulars are given in the statement below-
   a) have acquired a family within the meaning of clause (h) of section 2 of the Payment of Gratuity Act, 1972 (39 of 1972), with effect from the ........................................... (date here)
   the manner indicated below.

   b) hereby inform that.......................................................... whom
(Name in full here)

I declare as a nominee in my nomination in Form D recorded by you on the………………………….died on  

(date here)

……………………………..and therefore, I nominate afresh the person (s) mentioned below to receive the gratuity payable after my death as also the gratuity standing to my credit in the event of my death before that amount has become payable or having become payable had not been paid and direct that the said amount of gratuity shall be paid in proportion indicated against the name (s) of the nominee (s).

2. I hereby certify the person (s) nominated is a/are member (s) of my family within the meaning of clause (h) of section 2 of the said Act.

3. (a) My father/mother/parents is/ are not dependant on me.
    (c) My husband’s father/mother/parents is/are not dependant on my husband.

4. I have excluded my husband from my family by a notice dated the………………………. to the controlling  
   (date here)  
   authority in terms of the proviso to clause (h) of section 2 of the said Act.

Nominee (s)

<table>
<thead>
<tr>
<th>Name in full with full</th>
<th>Relationship</th>
<th>Age of</th>
<th>Proportion by which the Gratuity will be shared.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address of nominee (s)</td>
<td>with the employee</td>
<td>nominee</td>
<td>(1)</td>
</tr>
</tbody>
</table>

1. 
2. 
3. 

so on

Manner of acquiring a “family”

(Here give details as to how a family was acquired i.e. whether by marriage or parents being rendered dependant or through other process like adoption)

**Statement**

1. Name of employee in full:
2. Sex:
3. Religion:
4. Whether unmarried/married/widow/widower:
5. Department/Branch/Section where employed:
6. Post held with Ticket No. or serial No., if any:
7. Date of appointment:
8. Permanent address:
Place………………………………………….
Date…………………………………………

Signature/Thumb impression of the employee

Declaration by witnesses
Fresh Nomination signed/thumb impressed before me

Name in full and full address of witnesses   Signature of witnesses

1.
2.

Place……………………………………
Date……………………………………..

Certificate by the employer

Certified that the particulars of the above nomination have been verified and recorded in this factory/plantation/shop/establishment.

Employer’s Reference No., if any.

Signature of the employer/Officer authorized.

Dated……………….      Designation……………….

Name and address of the factory/plantation/shop/establishment or rubber stamp thereof.

Acknowledgement of the employee

Received the duplicate copy of nomination in Form E filed by me on………………… duly certified by the employer.

Date……………….                      Signature of the employee

Note: Strike out the words/paragraph not applicable.

FORM F
(See sub-rule (4) of rule 5)
Modification of Nomination
To……………………………………………………………….

(Give here the name or description of the factory/plantation/shop/establishment with full address)

I, Shri/Shrimati/Kumari…………………………………
(Name in full here)
whose particulars are given in the statement below, hereby give notice that the nomination filed by me on………………………………
(date)
and recorded under your reference No………………………………………shall be modified in the following manner:-
(Here give details of the modifications intended.)

Statement
1. Name of employee in full
2. Sex:
3. Religion:
4. Whether unmarried/married/widow/widower:
5. Department/Branch/Section where employed:
6. Post held with Ticket No. or serial No., if any:
7. Date of appointment:
8. Address in full:

Place……………………………………
Date……………………………………

Signature/Thumb impression of the employee

Declaration by witnesses
Modification of the nomination signed/thumb impressed before me.

Name in full and full address of witnesses Signature of witnesses

1.
1.
2.
2.

Place……………………………………
Date……………………………………

Certificate by the employer

Certified that the above modifications have been recorded.

Employer’s Reference No. if any- Signature of the employer/Officer authorized.

Date…………………………………… Designation…………………………

Name and address of the factory/plantation/shop/establishment or rubber stamp thereof.

Acknowledgement of the employee
Received the duplicate copy of the notice for modification in Form filed by me on……………………..duly certified by the employer.

Date…………………………… Signature of the employee

Note: Strike out the words not applicable.

FORM G
(See sub-rule (1) of rule 6)
Application for gratuity by an employee

To……………………………………………………………….

(Give here the name or description of the factory/plantation/shop/establishment with full address)

Sir/Gentlemen,
1. I beg to apply for payment of gratuity to which I am entitled under sub-section (1) of section 4 of the Payment of Gratuity Act, 1972 (39 of 1972), on account of my superannuation/retirement/resignation after completion of not less than five years of continuous service/total disablement due to accident/total disablement due to disease with effect from the………………………. Necessary particulars relating to my appointment in the factory/plantation/shop/establishment are given in the statement below.

Statement
1. Name of employee in full
2. Address in full:
3. Department/Branch/Section where last employed:
4. Post held with Ticket No. or serial No., if any:
5. Date of appointment:
6. Date and cause of termination of service
7. Total period of service:
8. Amount of wages last drawn:
9. Amount of gratuity claimed:

2. I was rendered totally disabled as a result of (Here give the details of the nature of disease or accident)
   The evidences/witness in support of my total disablement are as follows:-
   (here give details)

3. Payment may please be made in cash/ open or crossed bank cheque/Bank Draft.
4. As the amount of gratuity payable is less than rupees one thousand, I shall request you to arrange for payment of the sum due to me by postal Money Order at the address mentioned above after deducting postal money order commission therefrom.

Yours faithfully,

Place………………… Signature/thumb impression
Date…………………… of the applicant employee

Note: 1. Strike out he words not applicable.
       2. Strike out paragraph or paragraphs not applicable.

FORM H
(See sub-rule (2) of rule 6)
Application for gratuity by an employee

To……………………………………………………………….
(Give here the name or description of the factory/plantation/shop/establishment with full address)

Sir/Gentlemen,
1. I beg to apply for payment of gratuity to which I am entitled under sub-section (1) of section 4 of the Payment of Gratuity Act, 1972 (39 of 1972), as a nominee of late………………………………….who was an employee of your factory/ (Name of employee) Plantation/shop/establishment and died on the………………..
   The gratuity is payable on account of the death of the aforesaid employee while in service/superannuation of the aforesaid employee on………………….after completion of………………….year of service total disablement of the aforesaid employee due to an accident or disease while in service with effect from the…………………………. Necessary particulars relating to my claim are given in the statement below:

Statement
1. Name of applicant nominee:
2. Address in full of the applicant nominee
3. Marital status of the applicant
   (unmarried/married/widow/widower):
4. Name in full of the employee:
5. Marital status of the employee
6. relationship of the nominee with the employee:
7. Relationship of the nominee with the employee:
8. Date of appointment of the employee
9. Date and cause of termination of service of the employee
10. Department/Branch/Section where the employee last worked:
11. Post last held by the employee with Ticket No. or serial No., if any:
12. Total wages last drawn by the employee
13. Date of death and evidence/witness as proof of death of the employee:
14. Reference No. or recorded nomination, if available:
15. Total gratuity payable to the employee:
16. Share of gratuity claimed:
2. I declare that the particulars mentioned in the above statement are true and correct to the best of my knowledge and belief.
3. Payment may please be made in cash/crossed or open bank cheque.
4. As the amount payable is less then rupees one thousand, I shall request you to arrange for payment of the sum due to me by Postal Money Order at the address mentioned above after deducting postal money order commission therefrom.

Your’s faithfully,
Place……………………………
Date………………………………
Signature/Thumb impression
of the applicant nominee.

Note: 1. Strike out the words not applicable.
      2. Strike out paragraph or paragraphs not applicable.

FORM I
(See sub-rule (3) of rule 6)
Application for gratuity by an heir

To……………………………………………………………….
(Give here the name or description of the factory/plantation/shop/establishment with full address)

Sir/Gentlemen,
1. I beg to apply for payment of gratuity to which I am entitled under sub-section (1) of section 4 of the Payment of Gratuity Act, 1972 (39 of 1972), as a heir of late………………………………….who was an employee of your factory/ (Name of employee) Plantation/shop/establishment and died on the……………….. without making any nomination.
The gratuity is payable on account of the death of the aforesaid employee while in service/superannuation of the aforesaid employee on the………………….after completion of…………………..year of service total disablement of the aforesaid employee due to an accident or disease while in service with effect from the…………………..Necessary particulars relating to my claim are given in the statement below:

Statement
1. Name of applicant heir:
2. Address in full of the applicant legal heir:
3. Marital status of the applicant heir
   (unmarried/married/widow/widower):
4. Name in full of the employee:
5. Relationship of the applicant with the employee:
6. Relationship of the applicant with the employee:
7. Date of appointment and total period of service of the employee:
8. Department/Branch/Section where the employee last worked:
9. Post last held by the employee with Ticket No. or serial No., if any:
10. Total wages last drawn by the employee
11. Date and cause of termination of service
12. Date of death of the employee and evidence/witness in support thereof:
13. Total gratuity payable to the employee:
14. Percentage of the gratuity claimed:
15. Basis of the claim and evidence/witness I support thereof:

2. I declare that the particulars mentioned in the above statement are true and correct to the best of my knowledge and belief.
3. Payment may please be made in cash/crossed or open bank cheque/bank Draft.

As the amount payable is less then rupees one thousand, I shall request you to arrange for payment of the sum due to me by Postal Money Order at the address mentioned above after deducting postal money order commission therefrom.
FORM J
(See clause (i) of sub-rule (1) of rule 7)
Notice for Payment of Gratuity

To ……………………………………………………………….
(Name and address of the applicant employee/nominee/heir.)

You are hereby informed as required under clause (i) of sub-rule (1) of rule 7 of the Sikkim Payment of Gratuity Rule, 2001 that a sum of Rs………………(Rupees……………………………) is payable to you as gratuity/as your share of gratuity in terms of nomination made by………………………………..on and recorded in this factory/plantation/shop/establishment as an heir of …………………..an employee of this factory/plantation/shop/establishment.

2. Please call at ……………………….. on…………………………………….. at
   (here specify place)            (date)
   ……………………..for colleting your payment in cash/open or crossed cheque/demand draft.
   (time)
3. Crossed Cheque/Demand Draft for amount due shall be sent to you on receiving back the enclosed clearance certificate fully signed by you and attested by a Gazetted Officer.
4. Amount payable shall be sent to you by Postal Money Order at the address given in your application after deducting the postal money order commission as desired by you by………………

   Brief statement of calculation.
   1. Total period of service of the employee concerned………………. years…………… months.
   2. Wages last drawn.
   3. Proportion of the admissible gratuity payable in terms of nomination/as an heir.
   4. amount payable.

Place………………………….
Date…………………………. Signature of the employer/Authorized Officer

Name or description of factory/plantation/shop/establishment or rubber stamp thereof.
Copy to the Controlling Authority.

Note: Strike out the words not applicable.

Clearance Certificate
Received a sum of Rs.……………….. from…………………………. (Name…………………………………… of shop/establishment/factory/plantation)

as being the gratuity due to me under the Payment of Gratuity Act, 1972 in full and final settlement of my claims on that account.

Signature/Thumb impression of the payee

Attestation

The payee is known to me and signed before me.

Date……………………..
Place……………………

Signature of a Gazetted Officer

Official seal.

FORM K
(See clause (ii) of sub-rule (1) of rule 7 )

Notice rejecting Payment of Gratuity

To……………………………………………………………….

(Name and address of the applicant employee/nominee/heir.)

You are hereby informed as required under clause (i) of sub-rule (1) of rule 7 of the Sikkim Payment of Gratuity Rules 2002 that your claim for payment of gratuity as indicated in your application in Form……………….. under the said rules is not admissible for the reasons stated below.

Reasons

(Here specify the reasons)

Signature of the employer/Authorised Officer

Place……………………………………..
Date……………………………………..
FORM L
(See sub-rule of rule 9)
Application for Direction

Before the Controlling Authority under the Payment of Gratuity Act, 1972 (39 of 1972).

Application No…………………………….. Dated…………………………..

Between
(Name in full of the applicant with full address)

And
(Name in full of the employer concerned with full address)

The applicant is an employee of the abovementioned employer/ a nominee of late ……………………… an employee of the above mentioned employer/ an heir of late………………….. and employee of the abovementioned employer, and is entitled to payment of gratuity under section 4 of the Payment of Gratuity Act, 1972 (39 of 1972), on account of his own/ aforesaid employee’s superannuation on ……………./ his own retirement/ aforesaid employee’s resignation on ……………………… after completion of (date) ……………………… years of continuous service/ his……….. due to accident/ disease, death of the aforesaid employee on…………….

the applicant submitted an application under rule 6 of the Sikkim Payment of Gratuity Rules, 2002 on the……. but the above mentioned employer refused to entertain it/ issued a notice dated the… under clause (i) of sub-rule (1) of rule 7 of offering an amount of gratuity which is less than my due/ issued a notice dated the …… under clause (ii) of sub-rule (1) of rule 7 rejecting my eligibility to payment of gratuity. The duplicate copy of the said notice is enclosed.

3. The applicant submits that there is a dispute on the matter.
   (Here specify the disputes).

4. The applicant furnished the necessary particulars in the annexure hereto and prays that the Controlling Authority may be pleased to determine the amount of gratuity payable to the petitioner and direct the above mentioned employer to pay the same to the petitioner.

5. The applicant declares that the particulars furnished in the annexure hereto are true and correct to the best of his knowledge and belief.

Signature/ Thumb impression of the applicant.
Date………………..

ANNEXURE
1. Name in full of applicant with full address:
2. Basis of claim:
(Death/Superannuation/Retirement/Resignation/Disablement of employee).

3. Name and address in full of the employee:

4. Marital status of the employee (unmarried/married/widow/widower):

5. Name and address in full of the employer:

6. Department/Branch/Section where the employee was last employed (if known):

7. Post held by the employee with Ticket or Serial No. if any (if known):

8. Date of appointment of the employee (if known):

9. Date and cause of termination of service of the employee (Superannuation/retirement/resignation/disablement/death):

10. Total period of service by the employee:

11. Wages last drawn by the employee:

12. If the employee is dead, date and cause thereof:

13. Evidence/witness in support of death of the employee:

14. If a nominee, No. and date of recording of nomination with the employer:

15. Evidence/witness in support of being an heir, if a legal heir:

16. Total gratuity payable to the employee (if known):

17. Percentage of gratuity payable to the applicant as a nominee/heir:

18. Amount of gratuity claimed by the applicant.

Signature/Thumb impression of the applicant

Place……………………
Date……………………

Note: Strike out the words not applicable.

FORM M
(See sub-rule (1) of rule 10)
Notice for appearance before the Controlling Authority

From: The Controlling authority under the Payment of Gratuity Act, 1972 (39 of 1972)

To……………………………………………………………………

(Name and address of the employer/applicant)

Whereas Shri…………………………………………………..an employee under you/nominee(s)/an heir(s) of Shri………………………………………employer has/have filed an application under sub-rule (1) of rule 9 of the Sikkim Payment of Gratuity Rules, 2002 alleging that.

(A copy of the said application is enclosed).

Now, therefore, your are hereby called upon to appear before me at…………………..either personally or through a person duly authorized in this behalf for the purposes of answering all materials questions relating to the application on the…………………..day of…………………………………..at……………..O’clock in the forenoon/afternoon in support of to answer the allegation; and as the day fixed for your appearance is appointed for final disposal of the application, you must be prepared to produce on that day all the witness upon whose
evidence, and the documents upon which you intend to reply in support of your allegation/defence.
Take notice that in default of your appearance on the day before mentioned the application will be dismissed/heard and determined in your absence.

Given under my hand and seal, this………………day of ……………………………………….

Controlling Authority.

Note: Strike out the words and paragraph not applicable.

FORM N
(See rule 13)

Summons

Before the Controlling Authority under the Payment of Gratuity Act, 1972 (39 of 1972)

To……………………………………………………………………

(Name and address)

Whereas your attendance is required to give evidence, you are required to produce the documents mentioned in the list below, on behalf of .........................................................in the case arising out of the claim for gratuity by.................................from and referred to this authority by an application under rule 9 of the Sikkim Payment of Gratuity rules, 2002, you are hereby summoned to appear personally before this Authority on the day of………………………………….. at …………………………O’clock in the forenoon/afternoon and to bring with you (or to send to this Authority) the said documents.

List of documents
1.
2.
3.
so on

Dated this ……………… day of …………………………………………………….

Controlling Authority

Note: (1) The portion not applicable to be deleted.
(2) The summons shall be issued in duplicate. The duplicate is to be signed and returned by the person served before the date fixed.
(3) In case the summons is issued only for producing a document and not to give evidence, it will be sufficient compliance to the summons if the documents are caused to be produced before the Controlling Authority on the day and hour fixed for the purpose.
FORM O
(See sub-rule (1) of the 15)

Particulars of Application under section 7

1. Serial No.
2. Date of application
3. Name and address of the applicant
4. Name and address of the employer
5. Amount of gratuity claimed.

6. Plea of the employer and his examination, if any.
7. Finding, and a brief statement of reasons therefore (to be enclosed on a separate sheet of paper, if necessary.)
8. Amount awarded
9. Cost, if any awarded to witnesses’ expenses

Date………………………… Signed………………

Attached on a separate sheet the substance of the evidence.

FORM P
(See rule 16)

Notice for Payment of Gratuity

To……………………………………………………………………

(Name and address of the employer)

Whereas Shri/Shrimati/Kumari…………………………………………. of
……………………………… an employee
(address)
under you/ a nominee(s)/ an heir(s) of late…………………………….. an employee under you
filed an application under rule 9 of Sikkim Payment of Gratuity Rules, 2002 before me;
And whereas the application was heard in your presence on………………….and after the
(date)
hearing I have come to the finding that the said Shri/Shrimati/Kumari……………………
…………………………………………………………………………, is entitled to a payment of
Rs……………………………………as gratuity under the Payment of Gratuity Act, 1972 (39 of
1972);

Now, therefore, I hereby direct to pay the said sum of Rs……………………to
Shri/Shrimati/Kumari……………………………………. within thirty days of receipt of this notice
with an intimation thereof to me.

Given under my hand and seal, this……………….day
of…………………………………………………………

Controlling Authority

Copy to………………………………………………
FORM Q
(See sub-rule (5) of rule 17)

Notice for Payment of Gratuity as determined by Appellate Authority.

To……………………………………………………………………

(Name and address of the employer)

Whereas a notice was given to you on……………………………….in Form P requiring you to make a payment of Rs…………………
(Rupees………………………………) only to Shri/Shrimati/Kumari ………………………………………………………………
(name)

as gratuity under the Payment of Gratuity Act, 1972)

And whereas you/the applicant preferred an appeal before the Appellate Authority and the appellate authority has decided that an amount of Rs. …………………………
(Rupees………………………………) only is payable Shri/Shrimati/Kumari…………………………………………………… as 
(name here)
gratuity under the Payment of Gratuity Act, 1972;

Now, therefore, I hereby direct you to pay the said sum of Rs……………………………………
(Rupees………………………………) only to Shri/Shrimati/Kumari……………………………………………………
(name here)
within thirty days of there receipt of this notice with an intimation thereof to me.

Given under my hand and seal this…………………………day of………………………………

Controlling Authority

Copy to:-
1. Applicant. He is advised to contact the employer for collecting payment.
2. Appellate Authority.

Note: The portion not applicable to be deleted.
FORM R
(See rule 18)
Application for Recovery of Gratuity.

Before the Controlling Authority under the Payment of Gratuity Act, 1972 (39 of 1972)

Application No……………………… dated………………………………………..

Between

Name in full of the applicant with address)

1. The applicant is an employee of the abovementioned employer/an employee of late……………….an employee of the above mentioned employer and you were pleased to direct the said employer in your notice dated under rule 16/17 of the Sikkim Payment of Gratuity Rules, 2002 for payment of a sum of Rs…………………..as gratuity payable under the Payment of Gratuity Act, 1972 (39 of 1972)

2. The applicant submits that the said employer failed to pay the said amount of gratuity to me as directed by you, although I approached him for payment.

3. The applicant therefore, prays that a certificate may be issued under section 8 of the said Act for recovery of the said sum of Rs……………………..due to me as gratuity in terms of your direction.

Place………………………………
Dated………………………………………..

Signature/Thumb impression

of the applicant

Note: Strike out the words not applicable.
NOTIFICATION

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Sikkim hereby makes the following rules regulating the method of recruitment and promotion to certain posts in the Power Department namely:-

1. **Short title and Commencement:-**
   (1) These rules may be called the Power Department Miscellaneous Establishment Service Rules 2002.
   (2) They shall come into force on the date of their publication in the Official Gazette.

2. **Definition:-**
   In these rules, unless the context otherwise requires:
   (a) “appointed day” means the date on which these rules shall come into force;
   (b) “appointing authority” means the Government in the Power Department;
   (c) “Cadre Controlling authority’ means the Government in the Power Department;
   (d) “Committee” means a Committee constituted under sub rule (2) of rule 10;
   (e) “member of the service” means a person appointed to the Scheduled posts;
   (f) “Government” means the State Government of Sikkim;
   (g) “Schedule” means the Schedule appended to this rule;
   (h) “service” means the financial year commencing on the 1st day of April and ending on the 31st day of March next following.

3. **Constitution of the Service:-**
   There shall be constituted a service called the Power Department Miscellaneous Establishment Service consisting of the persons appointed to the service in accordance with the provision of these rules.

4. **Composition of the Service:-**
   (1) The service shall comprise of the posts as specified in column 2 of the Schedule at its initial constitution and shall be determined by the Government from time to time after the appointed day.
(2) The scale of pay attached to the cadre posts of the service shall be as shown in column 3 of the Schedule.

5. Members of the Service:-
   (1) The following category of person shall be the members of the service namely:-
      (a) Person appointed under rule 6 at the initial constitution of the service;
      (b) Person appointed to the cadre post under rule 7.
   (2) A person appointed under clause (a) of sub-rule (1) of this rule shall on such appointment to the cadre post be deemed to be a member of the service from the appointed day.
   (3) A person appointed under clause (b) of sub-rule (1) of this rule shall be a member of the service from the date of such appointment

6. Initial Constitution of the Service:-
   All persons holding on the appointed day any of the cadre posts on a regular basis shall be deemed to have been appointed to the corresponding posts in the service from the date of initial appointment in a particular post.

7. Method of recruitment:-
   Vacancies arising in any of the cadre posts after initial constitution of the service shall be filled in the manner provided in the Schedule and subject to such other condition as may be prescribed by the Government from time to time.

8. Name of post and pay scale:-
   The number of post and their pay scale thereto shall be as specified in the Schedule.

9. Procedure for Selection in case of direct recruitment:-
   A competitive examination for direct recruitment to service shall be held at such time and such place as the Government may determine from time to time.

10. Procedure for Gradation and Promotion:-
    (1) In absence of further promotional avenues for the Scheduled posts, the gradation schemes has been set up as provided in the Schedule.
    (2) A list of persons considered for placement in next higher grade shall be furnished to the Departmental Promotion Committee consisting of the Additional Secretary, Power, two Additional Chief Engineers (Elect.) nominated by Secretary, Power and the Joint Secretary, Power.
    (3) The Committee shall consider the confidential reports for the preceding three years, service records and technical skill in the concerned trade, thereafter send their recommendation to the appointing authority for approval.
    (4) In the case of promotees also the Committee shall consider their confidential reports for the preceding five years, service records and technical skill in the concerned trade. Thereafter Committee shall submit their recommendation to the appointing authority for approval in respect of any class or category of persons for promotion to the next higher grade.

11. Grades and their review:-
    (1) The posts included in various grades of the service shall be such as are specified in the Schedule.
(2) The Government may make additions to the posts in various grade as deemed necessary from time to time considering the requirement of the Department.

(3) The Government may include in the service any post other than those incorporated in the Schedule or exclude from the service a post included in the said Schedule.

12. Power to relax:-
Where the Government is of the opinion that it is necessary or expedient so to do, it may by order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons or posts provided such relaxation should be in public interest.

13. Administrative Control:-
(1) The control over the service including appointment, transfer and posting shall vest with the Government in the Power Department.

(2) The Head Quarters of a member of the service shall not be changed save with approval of the appointing authorities or controlling authority.

(3) A member of the service shall not be transferred to any department, Corporation, Company undertaking or body save with the concurrence of Department of Personnel Administrative Reforms and Training or otherwise the standing rules of the Government.

14. Residuary matters:-
All other matters in relation to the service not specified hereinabove or for which no provision has been made in these rules shall be regulated by rules and orders applicable to others official of the Government of equivalent status.

15. Interpretation:-
If any questions arises as to the interpretation of these rules, the decision of the Government shall be final and binding.

By Order and in the name of Governor.

R. S. Basnet,
Principal Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms and Training.
GOVERNMENT OF SIKKIM
DEPARTMENT OF FORESTS, ENVIRONMENT & WILDLIFE
GANGTOK

No.100/FEWD. Dated 10th June, 2002.

NOTIFICATION

Whereas the Department of Indian System of Medicine & Homoeopathy, Ministry of Health & Family Welfare, Government of India, Resolution No. 18020/19/97 M.P.Cell, dated 24th November, 2000, a MEDICINAL PLANTS BOARD has been set up as a National level body to look after formulation of Policy, overall coordination to ensure sustained availability of medicinal plants, In-situ conservation and Ex-situ cultivation and to harness their export potential;

And whereas, the Government of India has requested the State Government to set up a State Medicinal Plants Board at State level as well. Once the State Medicinal Plants Board is set up in the State, the Medicinal Plants Board at the national level would interact with the nodal agency for over all development of the sector and give final shape to the priority schemes in the state;

And whereas, the State Government of Sikkim has decided to constitute & set up State Medicinal Plants Board with Department of Forests, Environment & Wildlife as the Nodal Agency in the State. The State Medicinal Plants Board constituted as below, would be registered under the Societies Registration Act-1860 as Society under the Department of Forests, Environment and Wildlife, Government of Sikkim;

And whereas, various Departments and organizations of the State Government are dealing with various issues relating to medicinal plants, and a need has been felt to strengthen coordination and linkage relating to activities taken up by individual stake holders; And whereas concern has been expressed about erosion and degradation of our resources, unsustained availability of quality drugs, high and fluctuating prices, improper marketing, lack of organized cultivation and the small share in the export market;

And whereas, after careful consideration, the State Government of Sikkim is of the opinion that a State level body should be constituted to look after policy formulation, coordination with Departments/Organizations, ensuring sustained availability of medicinal plants and to co-ordinate all matters relating to their development and sustainable use;
Now, therefore, the State Government of Sikkim is pleased to constitute a body to be called the “STATE MEDICINAL PLANTS BOARD” consisting of the following as Chairman, Vice-Chairman and Members, namely:-

1. Hon’ble Chief Minister Chairman
2. Hon’ble Minister for Forests, Environment and Wildlife Vice-Chairman
3. Secretary, Health and Family Welfare Member
4. Secretary, Science and Technology Member
5. Secretary, Agriculture Member
6. Secretary, Horticulture Member
7. Scientist Incharge from Regional Research Institute (Ayurvedic) (Sikkim Unit) Member
8. Scientist Incharge from Botanical Survey of India (Sikkim Unit) Member
9. Two Non-Official Members dealing in Medicinal Plants to be selected Member
10. Addl. Principal Chief Conservator of Forests Member
11. Conservator of Forests (Working Plan) Member
12. Divisional Forests Officer (NTFP) Member
13. Principal Chief Conservator of Forests - cum - Secretary Chief Executive Officer and

2. The Boards shall be assisted by a **Standing Finance Committee** consisting of the following members, namely:-

   (1) PCCF-cum-Secretary, Dept. of Forests, Environment and Wildlife Chairman
   (2) Divisional Forests Officer (NTFP) Member
   (3) Accounts Officer, Dept. of Forests, Environment and Wildlife Member

3. The State Medicinal Plants Board will have the authority to involve and assign the required matters to Departments/organizations engaged in cultivation of medicinal plants, research, demand and supply, patent/IPR, export/import for its functioning. The Board shall start functioning with the following Technical Advisory Committee immediately after notification as indicated below:

**TECHNICAL ADVISORY COMMITTEE**

   (1) PCCF-cum-Secretary Chairman
   (2) Representative from Health and Family Welfare Dept. Member
   (3) Representative from Science and Technology Deptt. Member
   (4) Representative from Agriculture Dept. Member
   (5) Representative from Horticulture Dept. Member
   (6) Representative from Regional Research Institute (Ayurvedic) (Sikkim Unit) Member
   (7) Representative from Botanical Survey of India (Sikkim Unit) Member
   (8) Representative from ICAR, Sikkim Unit Member
   (9) Representative from WWF, Sikkim Unit Member
   (10) Representative from G.B.Pant Institute, Sikkim Unit Member
   (11) Representative from FRLHT, Sikkim Unit Member
   (12) Addl. Chief Conservator of Forests incharge NTFP Member
   (13) Conservator of Forests (Working Plan) Member Secretary
   (14) Divisional Forests Officer, NTFP Co-member Secretary
   (15) Any other two subject matter expert Nominated by Chairman Members

4. The identified Departments/Organizations shall also provide necessary assistance required for the better functioning of the committee. The Board shall have powers to include any other
concerned Department/Organization for the functioning of the committee as it may feel appropriate and may like to constitute more committees, if required.

5. The Board will also have the authority to invite representative from related organizations as special invitees. The Board shall have the authority to regulate its own procedures for performing the function entrusted to it and can award work to Government and Non-Government Institution to facilitate collection of date, preparation of policy papers and promotive materials. The Board may appoint such numbers of Technical manpower, office staff and field staff as may be necessary subject to sanction from the funding agency and approval of the State Government and Government instructions on the subject.

6. The expenditure of the Board shall be borne by the State Government, Department of Forests, Environment and Wildlife.

7. The Headquarter of the Board will be at Forests Secretariat, Gangtok.

8. The Board shall be established and start functioning from the date of publication of this notification in the Official Gazette.

9. **FUNCTIONS OF THE STATE MEDICINAL PLANTS BOARD**

    Co-ordination with Departments/Organizations working in the state for development of medicinal plants in general and specifically in the following fields.

    (1) Assessment of demand/supply position relating to medicinal plants within state, country and abroad as well.

    (2) Advise concerned Departments/Organizations on matters relating to schemes and programme for development of medicinal plants.

    (3) Provide guidance in the formulation of proposals, schemes and programme etc. to be taken up by agencies having access for cultivation and infrastructure for collection, storage and transportation of medicinal plants.

    (4) Identification, inventorisation and quantification of medicinal plants.

    (5) Promotion of Ex-situ/In-situ cultivation and conservation of medicinal plants.

    (6) Promotion of co-operative efforts among collectors and growers and assisting them to transport and market their produce effectively.

    (7) Setting up of data-base system for inventorisation, dissemination of information and facilitate the prevention of Patents being obtained for medicinal use of plants which is the public domain.

    (8) Matters relating to import/export of raw material, as well as value added products either medicine, food supplements or as herbal cosmetics including adoption of better techniques, marketing of product to increase their reputation for quality and reliability in the country and abroad.

    (9) Undertaking and awarding Scientific, Technological research and cost effective studies.

    (10) Development of protocols for cultivation and quality control.

    (11) Encouraging the protection of patent Rights and IPR.

10. **BUDGET AND OPERATION OF FUND**

    (1) The State Medicinal Plants Board should maintain and account in the name of State Medicinal Plants Board under the Department of Forest, Environment and Wildlife, Government of Sikkim and not of an individual with any Scheduled Bank located at Gangtok.
(2) The Account should be operated jointly by the PCCF-cum-Secretary (Chief Executive Officer-cum-Member Secretary) and the Divisional Forests Officer (NTFP) through the Accounts Officer in the Department of Forest, Environment & Wildlife.

(3) After approval of the budget by the Board, the Chief Executive Officer-cum-Member Secretary have the full powers to administratively approve and sanction all estimates/work programme/bills.

(4) All the Grant/fund received from the Medicinal Plants Board, Department of Indian System of Medicine & Homoeopathy, Ministry of Health & Family Welfare, Government of India shall be deposited in this account of Board.

(5) The fund shall be operated by Board duly following the Guideline/Procedure/Instructions from Government of India in this respect and the as per the General Financial Rules and procedure, instructions of State Government issued by the Government from time to time.

(6) The Accounts of the Board should be open for test check and regular audit of the Comptroller and Auditor General of India along with the Audit by a Chartered Accountant.

The State Board may further make rules prescribing the various function of the Board with the approval of the State Government.

By Order and in the name of the Governor.

T. R. Sharma, IFS,
PCCF-cum-Secretary,
Department of Forests, Environment & Wildlife,
Government of Sikkim, Gangtok.
File No. 144/NTFP/F,Env.& WL
NOTIFICATION

In supersession of Notification No. 1/Coop. dated 2nd May, 2002 the Governor of Sikkim is hereby pleased to constitute a State Level Monitoring and Review Committee with a view to periodically review and monitor the progress of implementing the Kishan Credit Card Scheme in the State of Sikkim consisting of the following members, namely:-

1. Chief Secretary Chairman
2. Principal Secretary-cum-Development Commissioner Member
3. Secretary, Agriculture - do-
4. Secretary, Horticulture - do-
5. Secretary, Co-operation - do-
6. Lead Bank Manager, SBI Gangtok - do-
7. Managing Director, SISCO Bank Ltd. - do-
8. Registrar, Co-operative Societies, Gangtok - do-
9. Deputy General Manager, NABARD Member Secretary

By Order and in the name of the Governor.

Tobjor Dorjee,
Secretary, Co-operation.
In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim State Para-Medical Service Rules, 1998, namely:-

1. (1) These rules may be called the Sikkim State Para-Medical Service (Amendment) Rules, 2002.

   (2) They shall come into force at once.

2. In the Sikkim State Para-Medical Service Rules, 1998 in rule 17:-

   (i) in sub-rule (5), after the words “eligible for promotion”, the words, “along with up-to-date annual property returns “, shall be inserted;

   (ii) in sub-rule (8), for the words “character rolls and service records, “the words “character rolls, service records and annual property returns, “shall be substituted.

By Order and in the name of he Governor.

R. S. Basnet,
Principal Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms & Training.
NOTIFICATION

In exercise of powers conferred under sub section (1) of Section 37 of the Mental Health Act, 1987 read with sub rule (1) of rule 26 of the Sikkim State Mental Health Rules, 2001, the State Government hereby constitutes the Board of Visitors with the following members with immediate effect.

1. Dr. H. Lepcha - President, Voluntary, Health Association of India - Member (Sikkim Branch).
2. Dr. S.Dutta, Head of Psychiatric Department
   Manipal Institute of Medical Sciences, Tadong - Member
3. President - Sikkim Women’s Council - Member
4. President - ASHI (Sikkim Branch) - Member
5. President - Bar Association of Sikkim - Member

By Order.

Dr. T. R. Gyatso,
Secretary to the Govt. of Sikkim,
Health & Family Welfare Department.
GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH & FAMILY WELFARE
GANGTOK


NOTIFICATION

The Governor of Sikkim is pleased to introduce the following charges for various investigations/test carried out for outpatients and paying wards in the S.T.N.M. Hospital and District Hospitals with immediate effect:-

<table>
<thead>
<tr>
<th>Sl.No.</th>
<th>Name of the investigation/Test</th>
<th>Amount of Charge/Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Urine culture and sensitivity</td>
<td>Rs. 30/-</td>
</tr>
<tr>
<td>2.</td>
<td>Stool culture and sensitivity</td>
<td>Rs. 30/-</td>
</tr>
<tr>
<td>3.</td>
<td>Pus culture and sensitivity</td>
<td>Rs. 50/-</td>
</tr>
<tr>
<td>4.</td>
<td>Blood culture and sensitivity</td>
<td>Rs. 100/-</td>
</tr>
<tr>
<td>5.</td>
<td>Throat swab and sputum culture and sensitivity</td>
<td>Rs. 50/-</td>
</tr>
<tr>
<td>6.</td>
<td>Cerebrospinal fluid culture and sensitivity</td>
<td>Rs. 50/-</td>
</tr>
<tr>
<td>7.</td>
<td>Other body fluids culture and sensitivity (Pleural fluid, ascetic fluids and joint aspirates)</td>
<td>Rs. 50/-</td>
</tr>
<tr>
<td>8.</td>
<td>Fungal Culture</td>
<td>Rs. 50/-</td>
</tr>
<tr>
<td>9.</td>
<td>Gram Staining</td>
<td>Rs. 10/-</td>
</tr>
<tr>
<td>10.</td>
<td>Bacteriological analysis of water</td>
<td>Rs. 100/-</td>
</tr>
<tr>
<td>11.</td>
<td>Haematology</td>
<td>Rs. 5/- per test</td>
</tr>
<tr>
<td>12.</td>
<td>Biochemistry</td>
<td>Rs. 10/- per test</td>
</tr>
<tr>
<td>13.</td>
<td>Clinical Pathology</td>
<td>Rs. 10/- per test</td>
</tr>
<tr>
<td>14.</td>
<td>Histopathology/Cytology</td>
<td>Rs. 50/- per test</td>
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<tr>
<td>15.</td>
<td>Serology</td>
<td>Rs. 20/- per test</td>
</tr>
<tr>
<td>16.</td>
<td>Hormone assay</td>
<td>Rs. 100/- per test</td>
</tr>
<tr>
<td>17.</td>
<td>Root Canal Treatment including filling</td>
<td>Rs. 200/- per test</td>
</tr>
<tr>
<td>18.</td>
<td>Ambulance charge (STNM &amp; District Hospital)</td>
<td>Rs. 10/- per k.m.</td>
</tr>
</tbody>
</table>

These charge will however, not apply to those notified under the Below Poverty Line category and senior Citizens.

By Order.

C.T. Wangdi,
Joint Secretary to the Govt. of Sikkim,
Department of Health & Family Welfare,
File No. GOS/H/Adm/10(5) 98-99.
NOTIFICATION

In supersession of notification no. 52/GEN/DOP dated 20-07-2001 and notification no. 17/GEN/DOP dated 22-05-2002 and consequent upon constitution of One Man Committee consisting of Shri Justice (Retd) Malay Sengupta vide office order no. 474/G/DOP dated 19.06.2002, to hear the 45 affected Deputy Secretaries, the said committee shall have the following terms of reference:-

1. The Committee shall take into account the relevant rules and regulations for the purpose of promotion.
2. The Committee shall consider and evaluate the Annual Confidential Reports of the concerned officers as far as possible notwithstanding the constraint, if any, within the existing guidelines.
3. The Committee shall hear the points, if any of the concerned officer who may be notified to appear before the Committee.
4. The Committee may also give its observation, if any, in a given case or of class of cases.

By Order.

D. L. Lama,
Addl. Secretary to the Govt. of Sikkim,
Deptt of Personnel, Adm. Reforms & Training.
NOTIFICATION

The Sikkim State Legal Services Authority hereby makes the following rules further to amend the Sikkim State Legal Services Authority Panel Advocate’s Terms and Conditions Rules, 1999, namely:-

Short title and commencement
1. (1) These rules may be called the State Legal Services Authority Panel Advocates’ Terms and Conditions (Amendment) Rules, 2002.

(2) They shall come into force at once.

Amendment of rule 13B
2. In the Sikkim State Legal Services Authority Panel Advocate’s Terms and Conditions Rules, 1999, in rule 13B,-

(i) After sub-rule (2), the following sub-rule shall be inserted, namely:-

“(3) Notwithstanding anything contained herein above, for conducting any case in a Court in Sikkim, normally only one lawyer shall be engaged. In a case where, however, two lawyers have been engaged, such case shall be re-allotted to only one lawyer. However, in a case, if the panel committee is of the opinion that a particular case involves important question of law and or is complicated in nature, it may recommend to Executive Chairman for engagement of more than one lawyer and the Executive Chairman after consideration of such recommendation and on being satisfied may approve the proposal for appointment of more than one lawyer”:

(ii) Sub-rule (3), (4), (5) and (6) shall be renumbered as sub-rules (4), (5), (6) and (7) respectively.

By Order.

S.W. Lepcha,
Member Secretary – II
NOTIFICATION

The Governor is pleased to redesignate 04(four) posts of Research Officer created vide Notification No. 90/GEN/Est. dated: 12.6.87 as Project Officer in the Planning and Development Department in the scale of Rs. 7000-225-11500 with immediate effect.

This issues with the concurrence of Finance Department.

By Order and in the name of the Governor.

S. K. Pradhan,
Deputy Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms & Training.
NotiFication

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim State Mines and Geology Service Rules, 1996, namely:--

1. (1) These rules may be called the Sikkim State Mines and Geology Service (Amendment) Rules, 2002.
   (2) They shall come into force at once.

2. In the Sikkim State Mines and Geology Service Rules, 1996, (hereinafter referred to as the said rules), in rule 17,-
   (i) in sub-rule (5), after the words “eligible for promotion”, the words, “and uptodate annual property returns”, shall be inserted;
   (ii) in sub-rule (8), for the words “character rolls and service records,” the words “character rolls, service records and annual property returns,” shall be substituted.

3. In the said rule, in rule 25,-
   (i) in sub-rule (4) ‘after the words “eligible for promotion,” the words , “and uptodate annual property returns”, shall be inserted;
   (ii) in sub-rule (7), for the words “character rolls and service records , “ the words “character rolls, service records and annual property returns,” shall be substituted.

By Order and in the name of the Governor.

Smt. H. K. Gurung,
Under Secretary to the Govt. of Sikkim,
Department of Personnel, Adm, Reforms & Training.
In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim State Animal Husbandry and Veterinary Service Rules, 1994, namely:

1. (1) These rules may be called the Sikkim State Animal Husbandry and Veterinary Service (Amendment) Rules, 2002.

(2) They shall come into force at once.

2. In the Sikkim State Animal Husbandry and Veterinary Service Rules, 1994, (hereinafter referred to as the said rules), in rule 16,-

   (i) in sub-rule (2), after the words “eligible for promotion,” the words, “along with up to date annual property returns,” shall be inserted;

   (ii) in sub-rule (6), for the words “character rolls and service records,” the words “character rolls, service records and annual property returns,” shall be substituted.

3. In the said rules, in rule 23,-

   (i) in sub-rule (4), after the word “eligible for promotion,” the words, “together with up to date annual property returns,” shall be inserted;

   (ii) in sub-rule (7), for the words “character rolls and service records,” the words “character rolls, service records and annual property returns,” shall be substituted.

By Order and in the name of the Governor.

Smt. H.K. Gurung,
Under Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms & Training.
NOTIFICATION

Whereas the State Government has deemed it expedient to fill up the post of Assistant Engineer (Mechanical) under the Sikkim State Engineering (Civil, Electrical and Mechanical) Service Rules, 1989;

And whereas the total vacancies after utilizing deputation reserve vacancies in Schedule – I, under the heading “C- Mechanical Engineering Service” of the Sikkim State Engineering (Civil, Electrical and Mechanical) Service Rules, 1989 as amended from time to time works out to 7 (Seven);

And whereas under rule 7 of the said rules, the method of recruitment to the said post is as under:-

“(1) Subject to rule 6, recruitment to the service after the appointed day, shall be by the following methods, namely:-

(a) By Direct recruitment through a competitive examination and/or selection by interview to be held by the Commission.

(b) By Promotion through limited departmental competitive examination to be held by Commission from among persons holding the post of Junior Engineer or any other post or posts declared equivalent thereto by the Government.

(2) The proportion of vacancies to be filled in any year in accordance with clauses (a) and (b) of sub-rule (1) shall be 50:50 subject to review as the Government may deem fit.

Provided that the number of persons recruited under clause (b) of sub-rule (1) shall not at any time exceed 50 percent of the total strength of the service”,

And whereas the State Government has deemed it expedient to regularise one Graduate Junior Engineer (Mechanical) who has completed more than one and half years, of service by relaxing the provision relating to the method of recruitment provided under rule 7 of the said rules by utilising 1(one) post out of 4(four) direct recruitment posts to utilise the existing provision of 50% direct recruitment quota to accommodate one graduate Junior Engineer (Mechanical);

Now therefore, in exercise of the powers conferred by rule 30 of the Sikkim State Engineering (Civil, Electrical and Mechanical) Service Rules, 1989, the Governor is pleased to relax the provision contained in rule 7 relating to the method of recruitment as one time relaxation with a view to regularise 1(one) Graduate Junior Engineer (Mech) as Assistant Engineer (Mechanical) in the Sikkim State Engineering (Civil, Electrical and Mechanical), Service in consultation with the Sikkim Public Service Commission to be effective from the date of approval of the Competent Authority.

By Order and in the name of the Governor.

C. L. Sharma,
Additional Secretary to the Govt. of Sikkim,

Department of Personnel, ADM. Reforms and TRG.
NOTIFICATION

The Government has already decided to transfer 10% of the budget allocation of each department to Zilla Panchayat for taking developmental activities within their jurisdiction necessitating constitution of DPC. While the composition and functions of DFC has been envisaged under Section127 of Sikkim Panchayat Act 1993 as amended by the Sikkim Panchayat Amendment Act 1995 under clause 16 of the Act No. 10 of 1995 the State Government, with the objective of making the said body vibrant and effective, has decided to nominate members from the public in the said body in an advisory capacity to ensure adequate and appropriate representation of the persons who have experience in the formulations of economic and social developmental plans and to assist in the formulations of the District and Gram Panchayat level plans and in the assimilation of data at the appropriate levels.

The State Government is therefore pleased to nominate the following persons as members of District Planning Committee purely on advisory capacity in the said body:-

EAST DISTRICT

<table>
<thead>
<tr>
<th>Name of Members</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Shri Samten Tshering Bhutia</td>
<td>Sang</td>
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<tr>
<td>2. Shri Mohan Gurung Rongli</td>
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<tr>
<td>3. Shri K.N.Pradhan Rongli</td>
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</tr>
<tr>
<td>4. Shri B.P.Dahal Rhenock</td>
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<td>5. Shri Gopal Sharma Rumtek</td>
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<td>6. Shri Kuber Raj Rai Pakyong</td>
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<tr>
<td>7. Shri I.B.Rai Ranka</td>
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<tr>
<td>8. Shri Dawa Tshering Bhutia Arithang</td>
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<tr>
<td>9. Shri Thendup Pintso Bhutia Nam Nam</td>
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</tr>
<tr>
<td>10. Shri Yachung Kazi Arithang</td>
<td></td>
</tr>
<tr>
<td>11. Shri Mohan Dungmali Lingdum</td>
<td></td>
</tr>
<tr>
<td>12. Shri Menlom Lepcha Tadong</td>
<td></td>
</tr>
<tr>
<td>13. Shri D.B.Thapa Tadong</td>
<td></td>
</tr>
<tr>
<td>14. Shri Palden Pakyong</td>
<td></td>
</tr>
</tbody>
</table>
15. Shri G.M. Rai      Singtam
16. Shri Rup Raj Rai  Pakyong
17. Shri L.B. Chhetri  Chujachen
18. Shri B.B. Gurung   Duga
19. Shri S.K. Pradhan  

**WEST DISTRICT**

1. Shri M. L. Rai      Tikpur
2. Smt. Chandra Maya Subba  Daramdin
3. Shri M.B. Subba       Soreng
4. Shri Dauso Lepcha     Rinchenpong
5. Smt. Bina Rai        Meyong
6. Shri C.B. Subba       Dentam
7. Shri P. L. Subba      Geyzing
8. Shri M.B. Rai         Sakyong
9. Shri B.B. Rai         Pelling
10. Shri A.B. Rai        MelliYoksom
11. Shri B.B. Rai        Legship
12. Smt Kala Rai        
13. Shri P. M. Chhetri   Dentam
14. Shri B.B. Bista      Hee Bazar
15. Shri R.W. Kazi       Yangte
16. Shri Bishnu Chamling  Zeel Rinchenpong
17. Smt. Dawkit Bhutia Yangsum Rinchenpong
18. Shri K. D. Gurung    Dodak
19. Shri Ang Lekpa Sherpa Okharey
20. Smt. Sovna Rai       Dentam
21. Shri H.B. Pradhan    

**SOUTH DISTRICT**

1. Shri Karma Dichen Bhutia  Temi
2. Shri Sonam Gyatso Kazi    Yangnag
3. Shri Kul Bdr. Rai         Namphok
4. Shri B.M. Rai             Sangmo
5. Shri Tshering Wangdi Bhutia Ravongla
6. Shri Passang Rinzing Sherpa Jaubari
7. Shri K.C. Rai             Boomtar
8. Shri Bhim Dungel         Namthang
9. Smt. Santi Maya Rai       Namthang
10. Shri T.B. Rai            Namchi
11. Shri B.T. Tamang         Boomtar
12. Shri K. Stephen          Namchi
13. Shri B.R. Rai            Namchi
14. Shri I.B. Rai            Bermoil
15. Shri Binod Rai           Mikkhola
16. Dr. B.M. Rai             Namchi
17. Shri Chandra Khaling     Turuk
18. Shri Bhim Bdr. Gurung    Sadam
NORTH DISTRICT

1. Shri Hangu Tshering Kabi
2. Smt. Sumitra Subba Phodong
3. Shri Dubden Lama Phodong
4. Shri Choppel Lepcha Hee Gyathang
5. Shri Tashi Pintso Bhutia
6. Shri Jigmi Lachenpa Mangan
7. Shri Samdup Lepcha Pegong
8. Shri Tenzor Lepcha Gor
9. Shri C.F. Kazi Mangan
10. Shri Nim Tshering Lepcha Naga
11. Shri Tshering Wangdi Lepcha Singhik

The members so nominated shall serve as think/tank/resource personnel for the following purposes:

1. They will help in the identification of the local problems/local felt need and find out measures to resolve them.

2. Help in assimilation of data/inputs to as to make the planning process in the Gram Panchayat/District Panchayat meaningful. A complete record of the development programme taken up in the Gram Panchayat Unit and District will be drawn up.

3. They will advise and interact with public/officials and technical personnel in matters relating to preparation of plans/development programmes etc. However, the members so nominated shall have no voting right.

R. Ongmu, IAS
Commissioner-cum-Secretary to the Govt. of Sikkim,
Rural Development Department.
NOTIFICATION

The following Act of the Parliament having received the assent of the President on 23rd day of May, 2002 and published in the Gazette of India, Extraordinary, Part II, Section I dated 24th May, 2002 is hereby republished for general information:-

THE CODE OF CIVIL PROCEDURE (AMENDMENT) ACT, 2002

ACT No. 22 of 2002

AN ACT

Further to amend the Code of Civil Procedure, 1908 and to provide for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Fifty-third Year of the Republic of India as follows:-

1. (1) This Act may be called the Code of Civil Procedure (Amendment) Act, 2002.

2. In section 39 of the Code of Civil Procedure, 1908 (hereinafter referred to as the principal Act), after sub-section (3), the following sub-section shall be inserted, namely:

“(4) Nothing in this section shall be deemed to authorise the Court which passed a decree to execute such decree against any person or property outside the local limits of its jurisdiction.”

Amendment of section 64

3. Section 64 of the principal Act shall be renumbered as sub-section (1) of that section and after sub-section (1) as so renumbered, the following sub-section shall be inserted, namely:-
“(2) Nothing in this section shall apply to any private transfer or delivery of the property attached or of any interest therein, made in pursuance of any contract for such transfer or delivery entered into and registered before the attachment.”

Substitution of new section for section 100A

4. For section 100A of the principal Act [as substituted by section 10 of the Code of Civil Procedure (Amendment) Act, 1999], the following section shall be substituted, namely:-

46 of 1999

No further appeal in certain cases.

“100 A. Notwithstanding anything contained in any Letters Patent for any High Court or in any instrument having the force of law or in any other law for the time being in force, where any appeal from an original or appellate decree or order is heard and decided by a Single Judge of a High Court, no further appeal shall lie from the judgment and decree of such Single Judge.”

Substitution of new section for section 102.

5. For section 102 of the principal Act [as substituted by section 11 of the Code of Civil Procedure (Amendment) Act, 1999], the following section shall be substituted, namely:-

46 of 1999

No second appeal in certain cases.

“102. No second appeal shall lie from any decree, when the subject matter of the original suit is for recovery of money not exceeding twenty-five thousand rupees.”

Amendment of Order V.

6. In the First Schedule to the principal Act (hereinafter referred to as the First Schedule), in Order V,-

(i) in rule 1, for sub-rule (1) [as substituted by clause (i) of section 15 of the Code of Civil Procedure (Amendment) Act, 1999], the following sub-rule shall be substituted, namely:-

46 of 1999

“(1) When a suit has been duly instituted, a summons may be issued to the defendant to appear and answer the claim and to file the written statement of his defence, if any, within thirty days from the date of service of summons on that defendant:

Provided that no such summons shall be issued when a defendant has appeared at the presentation of plaint and admitted the plaintiff’s claim:

Provided further that where the defendant fails to file the written statement within the said period of thirty days, he shall be allowed to file the same on such other day as may be specified by the Court, for reasons to be recorded in writing, but which shall not be later than ninety days from the date of service of summons.”;

(ii) for rule 9 [ as substituted by clause (v) of section 15 of the Code of Civil Procedure (Amendment) Act, 1999] the following rules shall be substituted, namely:-

46 of 1999
Delivery of summons by Court

9. (1) Where the defendant resides within the jurisdiction of the Court in which the suit is instituted, or has an agent resident within that jurisdiction who is empowered to accept the service of the summons, the summons shall, unless the Court otherwise directs, be delivered or sent either to the proper officer to be served by him or one of his subordinates or to such courier services as are approved by the Court.

(2) the proper officer may be an officer of a Court other than that in which the suit is instituted, and where he is such an officer, the summons may be sent to him in such manner as the Court may direct.

(3) The services of summons may be made by delivering or transmitting a copy thereof by registered post acknowledgment due, addressed to the defendant or his agent empowered to accept the service or by speed post or by such courier services as are approved by the High Court or by the Court referred to in sub-rule (1) or by any other means of transmission of documents (including fax message or electronic mail service) provided by the rules made by the High court:

Provided that the service of summons under this sub-rule shall be made at the expenses of the plaintiff.

(4) Notwithstanding anything contained in sub-rule (1), where a defendant resides outside the jurisdiction of the Court in which the suit is instituted, and the Court directs that the service of summons on that defendant may be made by such mode of service of summons as is referred to in sub-rule (3) (except by registered post acknowledgment due), the provisions of rule 21 shall not apply.

(5) When an acknowledgment or any other receipt purporting to be signed by the defendant or his agent is received by the Court or postal article containing the summons is received back by the Court with an endorsement purporting to have been made by a postal employee or by any person authorized by the courier service to the effect that the defendant or his agent had refused to take delivery of the postal article containing the summons or had refused to accept the summons by any other means specified in sub-rule (3) when tendered or transmitted to him, the Court issuing the summons shall declare that the summons had been duly served on the defendant.

Provided that where the summons was properly addressed, pre-paid and duly sent by registered post acknowledgment due, the declaration referred to in this sub-rule shall be made notwithstanding the fact that the acknowledgment having been lost or mislaid, or for any other reason, has not been received by the Court within thirty days from the date of issue of summons.

(6) The High Court or the District Judge, as the case may be, shall prepare a panel of courier agencies for the purposes of sub-rule (1).

Summons given to the plaintiff for service.

9A (1) The Court may, in addition to the service of summons under rule 9, on the application of the plaintiff for the issue of a summons for the appearance of the defendant, permit such plaintiff to effect service of such summons on such defendant and shall, in such a case, deliver the summons to such plaintiff for service.

(2) The service of such summons shall be effected by or on behalf of such plaintiff by delivering or tendering to the defendant personally a copy thereof signed by the Judge or such officer of the Court as he may appoint in this behalf and sealed with the seal of the Court or by such mode of service as is referred to in sub-rule (3) of rule 9.

(3) The provisions of rules 16 and 18 shall apply to a summons personally served under this rule as if the person effecting service were a serving officer.

(4) If such summons, when tendered, is refused or if the person served refuses to sign an acknowledgment of service or for any reason such summons cannot be served personally, the Court shall, on the application of the party, re-issue such summons to be served by the Court in the same manner as a summons to a defendant.”
Amendment of Order VI.

7. In the First Schedule, in Order VI, for rules 17 and 18 (as they stood immediately before their omission by clause (iii) of section 16 of the Code of Civil Procedure (Amendment) Act, 1999] the following rules shall be substituted, namely:-

46 of 1999

Amendment of pleadings.

“17. The Court may at any stage of the proceedings allow either party to alter or amend his pleadings in such manner and on such terms as may be just, and all such amendments shall be made as may be necessary for the purpose of determining the real questions in controversy between the parties:

Provided that no application for amendment shall be allowed after the trial has commenced, unless the Court comes to the conclusion that in spite of due diligence, the party could not have raised the matter before the commencement of trial.

Failure to amend after Order.

18. If a party who has obtained an order for leave to amend does not amend accordingly within the time limited for that purpose by the order, or if no time is thereby limited then within fourteen days from the date of the order, he shall not be permitted to amend after the expiration of such limited time as aforesaid or of such fourteen days, as the case may be, unless the time is extended by the Court.”

Amendment of Order VII.

8. In the First Schedule, in Order VII,-

(i) for rule 9 (as substituted by clause (i) of section 17 of the Code of Civil Procedure (Amendment) Act, 1999], the following rule shall be substituted, namely:-

46 of 1999

Procedure on admitting plaint.

“9. Where the Court orders that the summons be served on the defendants in the manner provided in rule 9 of Order V, it will direct the plaintiff to present as many copies of the plaint on plain paper as there are defendants within seven days from the date of such order along with requisite fee for service of summons on the defendants.”;

(ii) in rule 11, for sub-clauses (f) and (g) [ as inserted by clause (ii) of section 17 of the Code of civil Procedure (Amendment) Act, 1999] , the following sub-clause shall be substituted, namely:-

“(f) where the plaintiff fails to comply with the provisions of rule 9.”;

(iii) in rule 14 [as substituted by clause (iii) of section 17 of the Code of Civil Procedure (Amendment) Act, 1999], for sub-rule (3), the following sub-rule shall be substituted, namely:-

46 of 1999

“(3) A document which ought to be produced in Court by the Plaintiff when the plaint is presented, or to be entered in the list to be added or annexed to the plaint but is not produced or entered accordingly, shall not, without the leave of the Court, be received in evidence on his behalf at the hearing of the suit.”

(iii) rule 18 (as amended by clause (v) of section 17 of the Code of Civil Procedure (Amendment) Act, 1999] shall be omitted.

Amendment of Order VIII.

9. In the First Schedule, in Order VIII,-

(i) for rule 1 (as substituted by clause (i) of section 18 of the Code of Civil Procedure (Amendment) Act, 1999] , the following rule shall be substituted, namely:-

46 of 1999
Written statement.

“1. The defendant shall, within thirty days from the date of service of summons on him, present a written statement of his defence:

Provided that where the defendant fails to file the written statement within the said period of thirty days, he shall be allowed to file the same on such other day, as may be specified by the Court, for reasons to be recorded in writing, but which shall not be later than ninety days from the date of service of summons.”

(ii) in rule 1 A (as inserted by clause (ii) of section 18 of the Code of Civil Procedure (Amendment) Act, 1999), for sub-rule (3), the following sub-rule shall be substituted, namely:-

46 of 1999

“(3) a document which ought to be produced in Court by the defendant under this rule, but, is not so produced shall not, without the leave of the Court, be received in evidence on his behalf at the hearing of the suit”;

(iii) for rule 9 and 10 (as they stood immediately before their omission by clause (iii) of section 18 of the Code of Civil Procedure (Amendment) Act, 1999), the following rules shall be substituted, namely:-

46 of 1999

Subsequent pleadings.

“9. No pleading subsequent to the written statement of a defendant other than by way of defence to set-off or counter-claim shall be presented except by the leave of the Court and upon such terms as the Court thinks fit; but the Court may at any time require a written statement or additional written statement from any of the parties cut and fix a time of not more than thirty days for presenting the same.

Procedure when party fails to present written statement called for by Court.

10. Where any party from whom a written statement is required under rule 1 or rule 9 of fails to present the same within the time permitted or fixed by the Court, as the case may be, the Court shall pronounce judgment against him, or make such order in relation to the suit as it thinks fit and on the pronouncement of such judgment a decree shall be drawn up.”

Amendment of Order IX

10. In the First Schedule, in Order IX, for rule 2 (as substituted by clause (i) of section 19 of the Code of Civil Procedure (Amendment) Act, 1999) the following rule shall be substituted, namely:-

46 of 1999 Dismissal of suit where summons not served in consequence of plaintiff’s failure to pay costs.

“2. Where on the day so fixed it is found that the summons has not been served upon the defendant in consequence of the failure of the plaintiff to pay the court-fee or postal charges, if any, chargeable for such service, or failure to present copies of the plaint as required by rule 9 of Order VII, the Court may make an order that the suit be dismissed:

Provided that no such order shall be made, if notwithstanding such failure, the defendant attends in person or by agent when he is allowed to appear by agent on the day fixed for him to appear and answer.”.
Amendment of Order XIV

11. In the First Schedule, in Order XIV, for rule 5 (as it stood immediately before its omission by clause (ii) of section 24 of the Code of Civil Procedure (Amendment) Act, 1999), the following rule shall be substituted, namely:-

46 of 1999

Power to amend, and strike out, issues.

“5. (1) The Court may at any time before passing a decree amend the issues or frame additional issues on such terms as it thinks fit, and all such amendments or additional issues as may be necessary for determining the matters in controversy between the parties shall be so made or framed.

(2) The Court may also, at any time before passing a decree, strike out any issues that appear to it to be wrongly framed or introduced.”

Amendment of Order XVIII.

12. In the First Schedule, in Order XVIII,-

(a) in rule 2, after sub-rule (3), the following sub-rules shall be inserted, namely:-

“(3A) Any party may address oral arguments in a case, and shall, before he concludes the oral arguments, if any, submit if the Court so permits concisely and under distinct headings written arguments in support of his case to the Court and such written arguments shall form part of the record.

“(3B) A copy of such written arguments shall be simultaneously furnished to the opposite party.

“(3C) No adjournment shall be granted for the purpose of filing the written arguments unless the Court, for reasons to be recorded in writing, considers it necessary to grant such adjournment.

“(3D) The Court shall fix such time-limits for the oral arguments by either of the parties in a case, as it thinks fit.”;

(b) for rule 4 (as substituted by clause (ii) of section 27 of the Code of Civil Procedure (Amendment) Act, 1999), the following rule shall be substituted, namely:-

46 of 1999.

Recording of evidence.

“4. (I) In every case, the examination-in-chief of a witness shall be on affidavit and copies thereof shall be supplied to the opposite party by the party who calls him for evidence:

Provided that where documents are filed and the parties rely upon the documents, the proof and admissibility of such documents which are filed along with affidavit shall be subject to the orders of the Court.

(2) The evidence (cross-examination and re-examination) of the witness in attendance, whose evidence (examination-in-chief) by affidavit has been furnished to the Court, shall be taken either by the court or by the Commissioner appointed by it:

Provided that the Court may, while appointing a commission under this sub-rule, consider taking into account such relevant factors as it thinks fit.

(3) The Court or the Commissioner, as the case may be, shall record evidence either in writing or mechanically in the presence of the Judge or of the Commissioner, as the case may be, and where such evidence is recorded by the Commissioner he shall return such evidence together with his report in writing signed by him to the Court appointing him and the evidence taken under it shall form part of the record of the suit.

(4) The Commissioner may record such remarks as it thinks material respecting the demeanour of any witness while under examination.

Provided that my objection raised during the recording of evidence before the Commissioner shall be recorded by lives and decided by the Court at the stage of arguments.
The report of the Commissioner shall be submitted to the Court appointing the commission within sixty days from the date of issue of the commission unless the Court for reasons to be recorded in writing extends the time.

The High Court or the District Judge, as the case may be, shall prepare a panel of Commissioners to record the evidence under this rule.

The Court may by general or special order fix the amount to be paid as renumeration for the services of the Commissioner.

The provisions of rules 16, 16A, 17 and 18 of Order XXVI, in so far as they are applicable, shall apply to the issue, execution and return of such commission under this rule.”.

Amendment of Order XX.

13. In the First Schedule, in Order XX, in rule 1, for sub-rule (1), the following sub-rule shall be substituted, namely:-

“(1) The Court, after the case has been heard, shall pronounce judgement in an open Court, either at once, or as soon thereafter as may be practicable and when the judgment is to be pronounced on some future day, the Court shall fix a day for that purpose, of which due notice shall be given to the parties or their pleaders:

Provided that where the judgment is not pronounced at once, every endeavour shall be made by the Court to pronounce the judgment within thirty days from the date on which the hearing of the case was concluded but, where it is not practicable so to do on the ground of the exceptional and extraordinary circumstances of the case, the Court shall fix a future day for the pronouncement of the judgment, and such day shall not ordinarily be a day beyond sixty days from the date on which the hearing of the case was concluded, and due notice of the day so fixed shall be given to the parties or their pleaders”.

Amendment of Order XXI

14. In the First Schedule, in Order XXI,-

(a) in rule 32, in sub-rule (5), the following Explanation shall be inserted, namely:-

Explanation:- for the removal of doubts, it is hereby declared that the expression “the act required to be done” covers prohibitory as well as mandatory injunctions”;

(b) in rule 92, in sub-rule (2),-

(i) for the words “thirty days”, the words “sixty days” shall be substituted;

(ii) after the first proviso, the following proviso shall be inserted, namely:-

“Provided further that the deposit under this sub-rule may be made within sixty days in all such cases where the period of thirty days, within which the deposit had to be made, has not expired before the commencement of the Code of Civil Procedure (Amendment) Act, 2002”.


15. In the Code of Civil Procedure (Amendment) Act, 1999,-

(a) section 30 shall be omitted;

(b) in section 32, in sub-section (2),-

46 of 1999

(i) clauses (g) and (h) shall be omitted;

(ii) for clause (j), the following clause shall be substituted, namely:-

“(j) the provisions of rules 1,2,6,7,9,9A, 19A, 21,24 and 25 of Order V of the First Schedule as amended or, as the case may be, substituted or omitted by section 15 of this Act, and by section 6 of the Code of Civil Procedure (Amendment) Act, 2002, shall not apply to in respect of any proceedings pending before the commencement of section 15 of this Act and section 6 of the Code of Civil Procedure (Amendment) Act, 2002.”;

(iii) for clause (k), the following clause shall be substituted, namely:-

“(k) the provisions of rules 9,11,14,15, and 18 of Order VII of the First Schedule as amended or, as the case may be substituted or omitted by section 17 of this Act and by section 8 of the
Code of Civil Procedure (Amendment) Act, 2002, shall not apply to in respect of any proceedings pending before the commencement of section 17 of this Act and section 8 of the Code of Civil Procedure (Amendment) Act, 2002.”;

(iv) for clause (l), the following clause shall be substituted, namely:-
“(l) the provisions of rules 1, 1A, 8A, 9 and 10 of Order VIII of the First Schedule as substituted or, as the case may be, inserted or omitted by section 18 of this Act and by section 9 of the Code of Civil Procedure (Amendment) Act, 2002, shall not apply to a written statement filed and presented before the commencement of section 18 of this Act and section 9 of the Code of Civil Procedure (Amendment) Act, 2002;”;

(v) (for clause (q), the following clause shall be substituted namely:-
“(q) the provisions of the rules 4 and 5 of Order XIV of the First Schedule as amended or, as the case may be substituted by section 24 of this Act and section 11 of the Code of Civil Procedure (Amendment) Act, 2002, shall not affect any order made by the Court adjourning the framing of the issues and amending and striking out issues before the commencement of section 24 of this Act and section 11 of the Code of Civil Procedure (Amendment) Act, 2002.”;

(vi) in clause (s) for the figures “25” at both the places, the figures “26” shall be substituted;

(vii) clause (u) shall be omitted.

Repeal and savings.
16. (1) Any amendment made, or any provision inserted in the principal Act by a State Legislature or High Court before the commencement of this Act shall, except in so far as such amendment or provisions are consistent with the principal Act as amended by this Act, stand repealed.

(2) Notwithstanding that the provisions of this Act have come into force or repeal under sub-section (1) has taken effect, and without prejudice to the generality of the provisions of section 10 of 1897 General Clauses Act, 1897,-

(a) the provisions of section 102 of the principal Act as substituted by section 5 of this Act, shall not apply to or affect any appeal which had been admitted before the commencement of section 5; and every such appeal shall be disposed of as if section 5 had not come into force;

(b) the provisions of rules 5, 15, 17 and 18 of Order VI of the First Schedule as omitted or, as the case may be, inserted or substituted by section 16 of the Code of Civil Procedure (Amendment) Act, 1999 and by section 7 of this Act shall not apply to in respect of any pleading filed before the commencement of section 16 of the Code of Civil Procedure (Amendment) Act, 1999 and section 7 of this Act;

(c) the provisions of rule 1 of the Order XX of the First Schedule as amended by section 13 of this Act shall not apply to a case where the hearing of the case had concluded before the commencement of section 13 of this Act.

K. R. Narayanan, President

Dr. Subhas C. Jain,
Secretary to the Govt. of India.

T. D. Rinzing,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 11 (256)LD/2002.
NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is hereby pleased to make the following rules further to amend the Sikkim Government Stenographers’ Service Rules, 1997, namely:-

1. (1) These rules may be called the Sikkim Government Stenographers’ Service (Amendment) Rules, 2002.
   (2) They shall come into force at once.

2. In the Sikkim Government Stenographers’ Service Rules, 1997 (hereinafter referred to as said rules), in rule 8, after the word “test” the words “subject to submission of up to date Annual Property returns” shall be inserted.

3. In the rules, in rule 9,-
   (i) in sub-rule (3) after the words “five years,” the words “together with up to date annual property returns” shall be inserted;
   (ii) in sub-rule (4), for the words “Annual Confidential reports, wherever they occur the words, “Annual Confidential reports, service records and up to date annual property returns” shall be substituted.

By Order and in the name of the Governor.

D. DAHDUL
Commissioner-cum-Secretary to the Government
Department of Personnel, ADM. Reforms & Training.

Gangtok, Friday, 2nd August, 2002
No. 245
DECLARATION UNDER SECTION 6 OF
LAND ACQUISITION ACT, 1894 (ACT 1 OF 1894)

Whereas the Governor is satisfied that land is needed for a public purpose, not being a purpose of the Union namely for construction of approach road at Ralang Hydroelectric Project under Namling and Polok Block, South District, it is hereby declared that the pieces of land comprising cadastral plot Nos. noted below under schedule of properties measuring area of 6.2640 hectares is needed for the aforesaid purpose at the public expense within the aforesaid block of Namling and Polok.

The declaration is made, under the provisions of Section 6 of Act of 1894 to all whom it may concern.

A plan of the land may be inspected in the office of the District Collector, South District.

Schedule of Properties

Namling Block


Polok block

4, 28, 29, 32, 55, 56, 58, 59, 90, 92, 93, 95, 101 and 102.

__________________________________________
SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM,
GANGTOK.

File No. 16/LR(S).
**NOTIFICATION**


1. In the second line of the Notification the word ‘Tashi’ shall be substituted by the word ‘Thutob’.

2. In the said Notification before the words ‘Medical Superintendent’ the word ‘Director-cum’ shall be inserted and after the words ‘Medical Superintendent’ the word ‘STNM Hospital’ shall be inserted so as to read Director-cum-Medical Superintendent, STNM Hospital.

**By Order.**

K. N. Lepcha,
Addl. Secretary-II,
Home Department.

The Governor is pleased to grant the advancement grade to the undergraduate I.C.D.S. Supervisors under Social Welfare Department (Women and Child Welfare Division) in the corresponding pay scale of Rs. 7000-225-11500 duly relaxing the clause 5 of rule 6 of the Sikkim Government Service (Advancement Grade), Rules, 1999 with immediate effect.

The method of recruitment and qualification required for promotion to the post of Child Development Project Officer shall continue to be governed by Notification No. 16/GEN/DOP dated: 1.6.95.

By Order and in the name of the Governor.

C. L. Sharma,
Addl. Secretary to the Govt. of Sikkim,
Department of Personnel, ADM. Reforms & Training.
NOTIFICATION

1. The Governor is due regard to promoting qualitative improvement of life for the people of the State through the establishment of higher institute of learning is therefore pleased to constitute a Task Force Committee for the preparation of a project report for the establishment of an University in the State of Sikkim.

2. The Task Force Committee shall be constituted as follows:
   (i) Dr. J.P.Tamang, Sikkim Government Degree College : Coordinator
   (ii) Shri T.D. Rinzing, Secretary, Law Department : Member
   (iii) Shri R.S. Basnet, Principal Secretary, Education : Member
   (iv) Shri D.K. Pradhan, Joint Secretary- I, Education : Member Secretary

3. The Terms of Reference of the Task Force Committee are as follows:-
   (i) To prepare a complete proposal and blue print for setting up of full-fledged University in Sikkim.
   (ii) To also prepare a proposal for establishment of Sikkim Institute of Science at Soreng to impart science and technology education. The proposed institute will inculcate the development oriented advance education system in and around the Himalayan regions.
   (iii) To formulate the policy and guidelines for higher education system in the State and make suitable recommendations with respect to the requirements of administrative structure to administer all academic institutions of higher education in the State.

4. The Task Force Committee may associate with it in such manner and for such purposes as may be prescribed any person whose assistance or advice is required for carrying out its work.
5. The Task Force Committee shall submit its report to the Government within a period of six months.

6. The Coordinator of the Task Force Committee shall undertake tours of other States and take such action as may be deemed necessary and essential for the discharge of his functions and all expenditure on this account shall be borne by the Education Department.

7. The Committee shall be serviced by the Education Department.

       By Order.

                           D.T. Bhutia,
                           Additional Secretary,
NOTIFICATION

It is hereby notified that the resignation tendered by Smt. Tashi Ongmu Lepcha, Member of Chorten ward of 36. Samlik-Marchak, Gram Panchayat, East District, is accepted w.e.f. 26.7.2002, in accordance with section 26 of the Sikkim Panchayat Act, 1993.

By Order.

R. Ongmu, IAS,
Secretary, RDD.
The State Government is pleased to constitute a Committee to negotiate and find an amicable solution with the Manipal Pai Foundation to finalise the Memorandum of Understanding keeping in view the recommendations of the Cabinet Sub-Committee constituted to examine the agreements between the Government of Sikkim and the Manipal Pai Foundation vide Notification No. 65/Home/2000 dated 12.7.2002.

The Committee shall consist of the following members:

1. Chief Secretary : Chairman
2. Principal Secretary, Finance : Member
3. Secretary, Health & FW : Member
4. Secretary, Law : Member

The Committee shall submit its report within two months from the date of issue of this Notification.

By Order.

K. N. Lepcha,
Additional Secretary,
Home Department.
The State Government is pleased to notify that by Notification No. 9/HOME/2002 dated 28/2/2002 which came into effect from 1st April, 2002, the Forest Guest House at Balwakhani, Gangtok has since been declared as the official residence of the Hon’ble Puisne Judge of High Court of Sikkim thereby superseding Notification No. 5/Home/99 dated 22/1/1999 and Notification No. 64/Home/99 dated 1/10/1999.

Notification No. 77/Home/98 dated 15/12/98 and Notification No. 76/Home/98 dated 15/12/98 hereby stand withdrawn.

Consequentially, Bungalow No.11 in VIP Colony, Gangtok is declared as the official residence of the Hon’ble Chief Justice of Sikkim High Court until permanent official residence of Hon’ble Chief Justice is constructed. Hon’ble Chief Justice shall be provided with staff car in terms of section 22 B of the Judges (Condition of Services) Act, 1954.

This notification shall come into force with immediate effect.

By Order and in the name of the Governor.

S. W. Tenzing,
Chief Secretary,
In partial modification of the Notification No. 11/DL dated 19th August, 1993, the State Government of Sikkim has been pleased to amend the closing day of Shops and Commercial Establishments of Mangan Bazar by substituting Serial No. 2 (a) and (b) with the following words with immediate effect :-

2. Mangan Bazar

(a) Lall Bazar, Achawar Pan shop to SBS building,
    Pentok Road, Shops below Nedup
    Lechenpa building down to Ganesh Prasad Shop -Thursday

(b) Old Market, Main Road, Main Road to Petrol Pump -Monday

By Order.

T.D. RINZING
Secretary
Labour Department

F.no. GOS/DL/32 (N)/98-
NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim hereby makes the following rules regulating the method of recruitment to the posts of Headmaster, Junior High School, Headmaster, Primary School and Headmaster, Lower Primary School in the Education Department, namely:

1. **Short title and commencement** –
   (1) These rules may be called the Education Department (Headmasters) Recruitment Rules, 2002.
   (i) They shall come into force at once.

2. **Number of posts and scale of pay** -
   The number of posts and scale of pay attached thereto shall be as specified in columns 3 and 4 of the Schedule.

3. **Method of recruitment, qualification, etc,** -
   The method of recruitment, qualification and other matters relating to the said posts shall be as specified in columns 5 to 8 of the Schedule.

4. **Disqualification** –
   (a) Who has entered into or contracted a marriage with a person having a spouse living; or
   (b) Who having a spouse living has entered into or contracted a marriage with any person; shall be eligible for appointment to any of the said post:

   Provided that the State Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for doing so, exempt any person from the operation of these rules.

5. **Power to relax** –
   Where the State Government is of opinion that it is necessary or expedient so to do, it may by order, for reasons to be recorded in writing relax any of the provisions of these rules with respect to any class or category of persons :

   Provided that where no suitable or sufficient provisions have been made in so far as these recruitment rules is concerned, the provisions as applicable to the staff/ officers of the corresponding grade shall, mutates mutandis apply subject to such modifications as may be made, or required to be made.

By order and in the name of the Governor,

T.N. Pradhan
Joint Secretary – Education
NOTIFICATION

I. The State Government hereby constitutes the State Board of Technical Education, Sikkim to advise the State Government in all matters relating to Technical Education in the State of Sikkim.

II. The State Board shall be constituted as follows:-

1. Minister for Education : Chairman
2. Chief Secretary : Vice-Chairman
3. Development Commissioner : Member
4. Principal Secretary, Finance : Member
5. Principal Secretary, Education : Member
6. Secretary, Information Technology : Member
7. Secretary, Industries : Member
8. Secretary, DOP : Member
9. One representative from AICTE : Member
10. Director, Technical Education : Member-Secretary

III. The State Board shall have the following duties and functions:

(a) to advise the State Government on the co-ordinated and regulated development of Technical Education in the State at all levels

(b) to prepare consolidated programmes in the sphere of technical education in the State, keeping in view the guidelines that may be issued by the AICTE and the Government from time to time, and to assist in their implementation, bearing in mind the overall priorities and perspectives of technical education in the State.

(c) to formulate the principles as per the guidelines of the Government and the AICTE for starting new educational institutions, keeping in view the various norms and requirements to be fulfilled;

(d) to work in liaison with the All India Council for Technical Education, and other national level apex bodies or authorities on technical education in different areas of technical education.

(e) to promote co-operation and co-ordination of the technical institutions among themselves and explore the scope for interaction with industry and other related establishments;
(f) to encourage and promote innovations in curricular development, restructuring of courses and updating of syllabi in the technical institutions; (g) to devise methods and steps to improve the standards of examinations conducted by the technical institutions and suggest necessary reforms;

(h) to facilitate training of Teachers in technical institutions;

(i) to encourage extension activities and promote interaction with agencies concerned with regional planning and development of technical education;

(j) to work in liaison with the Regional Committees of the All India Council on Technical Education in formulation of schemes and to recommend additional facilities to be provided by establishment of new Institutions, expansion of existing ones for imparting Technical Education in the State;

(k) to recognize or affiliate any Technical Institute situated within Sikkim.

(l) to conduct examinations and to award Diploma/Certificate for technical courses as per the prescribed standards laid down by AICTE;

(m) to lay down standards for equipment, building, space, staff structure and other facilities for technical institutions and to advise Government on pattern of such facilities in respect of technical institutions;

(n) to formulate policy and to specify Educational and other qualifications for admission of students to technical institutions and the manner in which such students are to be selected;

(o) to revise/review on curriculum at the levels of Degree/Diploma and certificate Courses of study;

(p) to advise on faculty Development and staff structure in technical institutions;

(q) to demand and receive such fees as prescribed with regard to various examinations conducted by the Board.

(r) to perform any other functions necessary for promoting excellence in technical education and research and the furtherance of technical education in the State;

IV. The State Board shall meet at least once in six months and whenever deemed essential with the approval of the Chairman. The quorum shall be formed by five members. All decisions will be taken by a simple majority of the members present at a meeting of the State Board.

V. The State Board shall have the power to appoint such Committees or subordinate bodies as may be required to facilitate the discharge of its functions. It shall also have powers to make rules and regulations as are necessary to perform its functions.

VI. The State Board may associate with it in such manner and for such purposes as may be prescribed any person whose assistance or advice is required for carrying out its work. A person associated with the Board for such purpose shall have the right to take part in the discussions relevant to such purpose but shall not have the right to vote at a meeting of the Board and shall not be a member for any other purpose.

By Order.

(R.S. BASNET)
Principal Secretary
Education Department
F. No. GOS/TECHED/2002/IV(2)
WHEREAS, the State Government has deemed it expedient to hold elections for the purpose of constitution of new Gram Panchayats and Zilla Panchayats in the State of Sikkim.

Now, therefore, in pursuance of provisions contained in the sub-rule (2) of rule 13 of Sikkim Panchayat (Conduct of Election) Rules, 1997, the State Government is hereby pleased to call upon all the Panchayat Wards of the Gram Panchayat Units and Territorial Constituencies of the Zilla Panchayats in the State to elect members on Wednesday, the 9th October 2002, in accordance with the provisions of the aforesaid rules.

S. W. TENZING, IAS
Chief Secretary.

File No. 35(10)2002-03/RDD/P
NOTIFICATION

In exercise of the powers conferred by Section 21 of the Code of Criminal Procedure, 1973 (Act 2 of 1974), the State Government hereby appoints the following Officers to be Special Executive Magistrates with effect from 9th September, 2002 till 26th October, 2002 for maintenance of law and order within the boundaries of the Districts of the State of Sikkim under which their names appear herein below and they shall exercise all the powers conferred on an Executive Magistrate under the Code under Sections 129 to 138 and 141 to 144:-

NORTH DISTRICT

1. Mr. P.T. Bhutia, Joint Director, Horticulture Department, North.
2. Mr. Y.K. Pradhan, Joint Director, Agriculture Department, North.
3. Mr. Thinlay Gyatso Bhutia, D.F.O. (T), North.
4. Mr. Rinzing Chewang Bhutia, S.D.M., Chungthang
5. Mr. Phurba Wongden, S.D.M., Mangan.

WEST DISTRICT

1. Mr. B.S. Siktel, D.F.O., West
2. Mr. Tika Lucksom, Deputy Director, AH & VS.
3. Mr. T.P. Pradhan, DRCS, Co-operative Deptt, West.
4. Mr. B.M. Subba, Deputy Director, Soil Conservation, West.
5. Mr. H.P. Thapa, Deputy Director, Agriculture Deptt., West.
6. Mr. M.P. Subba, Deputy Director, Education, West.
7. Mr. H.C. Pradhan, Deputy Director, Agriculture Deptt., West.
8. Mr. Birjendra Swaroop, D.F.O., Social Forestry, West.
9. Mr. Pradeep Kumar, D.F.O., Land Use & Env, West.
**SOUTH DISTRICT**

1. Mr. D. T. Bhutia, District Development Officer, South.
2. Dr. Nayan Kumar Rai, Dy. Director, AH & VS, Namchi.
4. Mr. H. N. Sharma, DE, PHE, Ravangla.
5. Mr. J. B. Subba, D.F.O. (T), Namchi.
7. Mr. B. B. Lama, Joint Director, Horticulture, Namchi.
8. Mr. G. K. Rai, RO/AD, Namchi.
10. Mr. D. K. Rai, Joint Director, Agriculture Deptt., Namchi
11. Mr. S. L. Rai, A.D.C., Namchi.
12. Mr. T. R. Bhutia, DFO(S/F), Namchi.
13. Mr. C. P. Rajalim, DE, Power, Jorethang.

**EAST DISTRICT**

1. Mr. H. P. Dhakal, Assistant Director, Rongli.
2. Mr. Dronacharya C. Khatiwara, Assistant Engineer, RDD, Rongli.
3. Mr. B. B. Theeng, Revenue Officer/Asstt. Director, Pakyong.
4. Mr. Antony Lepcha, Asstt. Director, Education, Pakyong.
5. Mr. Vishal Chauhan, IAS, District Development Officer, East.
6. Mr. C. S. Rao, IFS, DFO (FCA), Gangtok.
7. Mr. P. S. Targain, Joint Secretary, Land Revenue, Gangtok.
8. Mr. Khorlo Bhutia, Joint Director (Census), Agriculture Deptt.
9. Mr. K. K. Kafley, Deputy Secretary, Food & Civil Supplies Deptt.

**By Order.**

S.W. Tenzing,
Home Secretary.

*F.No.GOS/HOME-II/87/8*
STATE ELECTION COMMISSION
GANGTOK.

No. 4/SEC/2002
Dated the 9th September, 2002.

NOTIFICATION

WHEREAS, the Government of Sikkim has, by Notification dated 9th September, 2002 issued under sub-rule (2) of rule 13 of the Sikkim Panchayat (Conduct of Elections) Rules, 1997 and published in the Sikkim Government Gazette on the 9th September, 2002 has been pleased to call upon, all Territorial Constituencies of Zilla Panchayats and Gram Panchayat Wards of all Gram Panchayat Units in the State of Sikkim, to elect members to the Zilla Panchayats and Gram Panchayats, respectively, of the State, in accordance with the provisions of the said Rules;

NOW, THEREFORE, in pursuance of the provisions of Rule 14 of the Sikkim Panchayat (Conduct of Elections) Rules, 1997, the State Election Commission of Sikkim hereby

(A) appoints with respect to the said elections in each of the Territorial Constituencies and Gram Panchayat Wards, as the case may be,

(a) 16th September 2002 (Monday) as the last date for making nomination;
(b) 17th September, 2002 (Tuesday) as the date for scrutiny of nomination;
(c) 19th September, 2002 (Thursday) as the last date for withdrawal of candidature;
(d) 9th October, 2002 (Wednesday) as the date on which a poll shall, if necessary, taken;
(e) 26th October, 2002 (Saturday) as the date before which the elections shall be completed,

(B) fixes the hours from 8 A. M. to 4 P. M. as the hours during which the poll shall, if taken on the date specified above, for the elections.

By Order

I. K. Tamang,
Secretary,
State Election Commission,
Sikkim.
# GOVERNMENT OF SIKKIM
STATE COMMISSION, SIKKIM
GANGTOK


**NOTIFICATION**

In pursuance of sub-rules (2) of rule 25 of the Sikkim Panchayat (Conduct of Election) Rules, 1997, list of contesting candidates in the ensuing general election to the Zilla Panchayat, 2002 in the State of Sikkim is published hereunder for general information:-

## 01 WEST ZILLA PANCHAYAT

<table>
<thead>
<tr>
<th>No. &amp; Name of Teritorial Constituency</th>
<th>Name of the Zilla Panchayat</th>
<th>Party Candidate</th>
<th>Symbol</th>
</tr>
</thead>
<tbody>
<tr>
<td>01-Karji Labdang (UR)</td>
<td>1. Budhi Man Gurung IND</td>
<td></td>
<td>Chair</td>
</tr>
<tr>
<td></td>
<td>2. Bhim Bdr. Manger SDF Umbrella</td>
<td></td>
<td></td>
</tr>
<tr>
<td>03- Yangten (UR)</td>
<td>1. Lok Bdr. Khatiwara IND Axe</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2. Man Bir Rai SDF Umbrella</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>3. Prem Kr. Khatiwara IND Bus</td>
<td></td>
<td></td>
</tr>
<tr>
<td>18-Zoom (OBC)</td>
<td>1. Chandra Bdr. Rai IND Lamp</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2. Madan Rai IND Bell</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>3. John Rai SDF Umbrella</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>4. Bhim Prakash Rai IND Hat</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

## 02 SOUTH DISTRICT ZILLA PANCHAYAT

<table>
<thead>
<tr>
<th>No. &amp; Name of Teritorial Constituency</th>
<th>Name of the Zilla Panchayat</th>
<th>Party Candidate</th>
<th>Symbol</th>
</tr>
</thead>
<tbody>
<tr>
<td>01-Lingi Paiyong (OBC)</td>
<td>1. Dal Bdr. Rai IND</td>
<td></td>
<td>Comb</td>
</tr>
<tr>
<td>No.</td>
<td>Name</td>
<td>Party</td>
<td>Occupation</td>
</tr>
<tr>
<td>-----</td>
<td>-------------------------</td>
<td>-------</td>
<td>-------------------</td>
</tr>
<tr>
<td>02-</td>
<td>Dhan Bir Rai</td>
<td>SDF</td>
<td>Umbrella</td>
</tr>
<tr>
<td>03-</td>
<td>Nava Raj Gurung</td>
<td>IND</td>
<td>T.V.</td>
</tr>
<tr>
<td>04-</td>
<td>Purna Kr Rai</td>
<td>IND</td>
<td>Book</td>
</tr>
<tr>
<td>08-</td>
<td>Prem Kr. Limbu</td>
<td>SDF</td>
<td>Umbrella</td>
</tr>
<tr>
<td>09-</td>
<td>Shanti Kr. Basnet</td>
<td>IND</td>
<td>Car</td>
</tr>
<tr>
<td>09-</td>
<td>Hari Krishna Sharma</td>
<td>SDF</td>
<td>Umbrella</td>
</tr>
<tr>
<td>09-</td>
<td>Prem Kewal Subba</td>
<td>INC</td>
<td>Hand</td>
</tr>
<tr>
<td>09-</td>
<td>Sancha Maya Tamang</td>
<td>IND</td>
<td>Car</td>
</tr>
<tr>
<td>09-</td>
<td>Karna Bdr. Gurung</td>
<td>IND</td>
<td>IND</td>
</tr>
<tr>
<td>09-</td>
<td>Mingma Dorji Sherpa</td>
<td>SDF</td>
<td>Umbrella</td>
</tr>
</tbody>
</table>
STATE ELECTION COMMISION, SIKKIM
GANGtok

NOTIFICATION

In pursuance of Sub-rule (2) of rule 39 of the Sikkim Panchayat (Conduct of Election) Rules, 1997, names of candidates declared elected uncontested to the Zilla Panchayat from their respective Territorial Constituencies in the State of Sikkim is published hereunder for general information.

<table>
<thead>
<tr>
<th>No. &amp; Names of Zilla Panchayat</th>
<th>Name of the Candidate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Party</td>
<td></td>
</tr>
<tr>
<td>Territorial Constituency</td>
<td>Affiliation</td>
</tr>
<tr>
<td>DISTRICT : WEST</td>
<td></td>
</tr>
<tr>
<td>02- Tashiding Arithang (ST)</td>
<td>Mikmar Lepcha</td>
</tr>
<tr>
<td>04- Gerethang Yuksom (UR)</td>
<td>Buddha Hang Subba</td>
</tr>
<tr>
<td>05- Thingle-Melli (OBC-W)</td>
<td>Budha Kumari Rai</td>
</tr>
<tr>
<td>06-Darap Chogphong (ST)</td>
<td>Sonam Wangchuk Bhutia</td>
</tr>
<tr>
<td>07-Gyalshing Kyongsa (UR)</td>
<td>Gyanendra Thapa</td>
</tr>
<tr>
<td>08- Yangthang Sardong (OBC)</td>
<td>Dhan Bhadur Gurung</td>
</tr>
<tr>
<td>09- Bongten Karmatar (OBC)</td>
<td>Sovna Rai</td>
</tr>
<tr>
<td>10- Maneybong Sangku Radukhandu</td>
<td>Deepak Kumar Gurung</td>
</tr>
<tr>
<td>11- Hee Peecherek (UR)</td>
<td>Bhakta Bhadur Rai</td>
</tr>
<tr>
<td>12- Barnayak-Chingthang (OBC-W)</td>
<td>Bina Rai</td>
</tr>
<tr>
<td>13- Sangadorji Rinchenpong (UR)</td>
<td>Bishnu Badhur Rai</td>
</tr>
<tr>
<td>14- Deythang Takothang (OBC-W)</td>
<td>Lazmi Maya Rai</td>
</tr>
<tr>
<td>15- Suldung Mabong (OBC-W)</td>
<td>Shiv Lachi Manger</td>
</tr>
<tr>
<td>16- Khaniserbong Sansing (UR)</td>
<td>Bhakta Bahadur Chettri</td>
</tr>
<tr>
<td>17- Chakung chumbung (OBC)</td>
<td>Rasta Man Rai</td>
</tr>
<tr>
<td>19- Malbasey Soreng (OBC)</td>
<td>San Man Tamang</td>
</tr>
<tr>
<td>20- Singling (OBC)</td>
<td>Singh Raj Subba</td>
</tr>
<tr>
<td>21- Timburung (UR)</td>
<td>Lok Prasad Dahal</td>
</tr>
<tr>
<td>22- Dodak Burikhop (OBC-W)</td>
<td>Bimala Devi Gurung</td>
</tr>
<tr>
<td>23- Rumbuk (UR)</td>
<td>Ram Kumar Pradhan</td>
</tr>
<tr>
<td>24- Longchok Salyangdang (OBC-W)</td>
<td>Chandra Maya Subba</td>
</tr>
<tr>
<td>25- Siktam Okrey (ST)</td>
<td>Tenzi Sherpa</td>
</tr>
</tbody>
</table>
DISTRICT : SOUTH
03- Sripatam Yangang (ST-W) Phurmit Lepcha SDF
04- Rabong Namprik (OBC) Budhiman Rai SDF
05- Wak Omchhu (ST-W) Paddymit SDF
06- Tinkitam Lamting (UR) Namkha Wangdi Bhutia SDF
07- Temi Tarku (UR-W) Laxmi Devi Nepal SDF
11- Tangji Rateypani (SC) Mangal Singh Biswakarma SDF
14- Sumbuk Kartikey (OBC) Khusendra Rai SDF
15- Rongbul Maniram Phalidara (UR) Tara Bahadur Pradhan SDF
16- Singithang (OBC-W) Phip Rani Rai SDF
18- Mikkhola Sorok (OBC-W) Putra Maya Rai SDF
21- Sanganath (ST) Dorjee Dom Doma Bhutia SDF
22- Likship (UR) Sam Sung Lepcha SDF

DISTRICT : EAST
03- West Pendam (SC-W) Sakuntala Darjee SDF
10- Aritar (ST) Pinsoom Bhutia SDF
11- Dholapchen (UR-W) Kaba Chettri SDF
12- Rongli Changeylakha (UR) Khus Narayan Pradhan SDF
14- Chujachen (OBC) Bhim Bhadur Gurung SDF
15- Gnathang Phadamchen Rolep Lamaten (UR-W) Menuka Bhutia SDF
20- Samdur Tadong (ST-W) Lhak Lepcha SDF
22- Arithang (SC) Ratna Kumar Rahapal SDF
25- Samlik Namli Martam (OBC) Malika Subba SDF
29- Tumin Samdong Rakdong (ST) Nim Thendup Kazi SDF
30- Lingdok Nampong Karma Dupchen Lepcha SDF

DISTRICT : NORTH
01- Kabi Tingda (ST) Palden Bhutia SDF
05- Ramthang Tanek (ST) Pentook Lama SDF
06- Namok Sweyam (ST) Phurba Bhutia SDF
07- Tingchen Mangshila (OBC) Ram Bahadur Subba SDF
08- Rhingim Nampatam (ST) Lobzang Tenzing SDF
09- Sentam (ST) Tshering Wangdi Lepcha SDF
10- Tung Naga (ST-W) Dawa Doma Lepcha SDF
11- Tshunghang (ST-W) Diki Lepcha SDF
16- Tingvong (ST) Jongbu Lepcha SDF
17- Sakyong Pentong (ST-W) Dowden Lepcha IND
18- Barfok Lingdong (ST-W) Pendimit Lepcha SDF

I. K. Tamang
Secretary
State Election Commission, Sikkim.
STATE ELECTION COMMISSION
GANGTOK.


NOTIFICATION

WHEREAS vacancies have occurred in the following Gram Panchayat Wards in the East District of the State of Sikkim:-

<table>
<thead>
<tr>
<th>No. &amp; Name of Gram Panchayat Unit</th>
<th>No. &amp; Name of Gram Panchayat Ward</th>
<th>Reserved For</th>
</tr>
</thead>
<tbody>
<tr>
<td>31 - Arithang</td>
<td>5 - Bishalgaon</td>
<td>UR</td>
</tr>
<tr>
<td>33 - Burtuk Chandmari</td>
<td>1 - Upper Burtuk A</td>
<td>OBC</td>
</tr>
<tr>
<td></td>
<td>2 - Upper Burtuk B</td>
<td>ST</td>
</tr>
<tr>
<td>50 - Navey Shotak</td>
<td>4 - Shotak</td>
<td>ST (W)</td>
</tr>
</tbody>
</table>

Now, therefore, the State Election Commission of Sikkim in pursuance of the provisions of Rule 85 of the Sikkim Panchayat (Conduct of Election) Rules, 1997 hereby call upon the above Gram Panchayat Wards to elect members to fill up these vacancies in accordance with the provisions of the aforesaid rules.

Further, in pursuance of provisions of rule 14 of the Sikkim Panchayat (Conduct of Elections) Rules, 1997, the State Election Commission, hereby

(A) appoints with respect to the said elections in each of the Gram Panchayat Wards
   (a) 7th October 2002 (Monday) as the last date for making nomination;
   (b) 8th October, 2002 (Tuesday) as the date for scrutiny of nomination;
   (c) 10th October, 2002 (Thursday) as the last date for withdrawal of candidature;
   (d) 30th October, 2002 (Wednesday) as the date on which a poll shall, if necessary, be taken;
   (e) 12th November, 2002 (Tuesday) as the date before which the elections shall be completed.

(B) fixes the hours from 8 A. M. to 4 P. M. as the hours during which the poll shall, if necessary, be taken on the date specified above, for the elections.

By Order and in the name of the State Election Commission, Sikkim.

I. K. Tamang,
Secretary,
State Election Commission, Sikkim.
In pursuance of sub-rule (2) of rule 39 of the Sikkim Panchayat (Conduct of Election) Rules, 1997, names of the candidates declared elected uncontested to the Gram Panchayat from their respective Wards in the East District in the Bye Election 2002 are published hereunder for general information:

<table>
<thead>
<tr>
<th>No. &amp; Name of Gram Panchayat Unit Affiliation</th>
<th>No. &amp; Name of Gram Panchayat Ward</th>
<th>Name of the candidate</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>31- Arithang</td>
<td>5-Bishal Gaon</td>
<td>Smt Khinu Bhutia</td>
<td>SDF</td>
</tr>
<tr>
<td>33- Burtuk Chandmari</td>
<td>1- Upper Burtuk ‘A’</td>
<td>Shri Man Bahadur Gurung</td>
<td>SDF</td>
</tr>
<tr>
<td></td>
<td>2- Upper Burtuk ‘B’</td>
<td>Shri Dawa Tshering Lepcha</td>
<td>SDF</td>
</tr>
<tr>
<td>50- Navey Shotak</td>
<td>4- Shotak</td>
<td>Smt Samden Bhutia</td>
<td>SDF</td>
</tr>
</tbody>
</table>

I.K. TAMANG  
SECRETARY  
STATE ELECTION COMMISSION, SIKKIM.
This notification is for the information of all the heads of the department and respective drawing disbursing officers that the GPF accounts numbers of all the AIS officers has been changed. Hence forth all correspondence and schedules of deduction in respect of GPF subscription of these officers should be communicated in their new accounts number. The name of the officer and their respective old & new accounts number are given against each name.

<table>
<thead>
<tr>
<th>Sl.No</th>
<th>Name</th>
<th>Cadre</th>
<th>Old Number</th>
<th>New Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>K. Jaya Kumar</td>
<td>IAS</td>
<td>1/IAS</td>
<td>1/AIS</td>
</tr>
<tr>
<td>2</td>
<td>Vishal Chauhan</td>
<td>IAS</td>
<td>2/AIS</td>
<td>2/AIS</td>
</tr>
<tr>
<td>3</td>
<td>D. Anandan</td>
<td>IAS</td>
<td>3/AIS</td>
<td>3/AIS</td>
</tr>
<tr>
<td>4</td>
<td>Ameet Rattan</td>
<td>IAS</td>
<td>4/AIS</td>
<td>4/AIS</td>
</tr>
<tr>
<td>5</td>
<td>Sonam Wangdi</td>
<td>IAS</td>
<td>128/S&amp;P</td>
<td>5/AIS</td>
</tr>
<tr>
<td>6</td>
<td>S.W. Tenzing</td>
<td>IAS</td>
<td>485/SECTT</td>
<td>6/AIS</td>
</tr>
<tr>
<td>7</td>
<td>Tashi Tobden</td>
<td>IAS</td>
<td>110/LR</td>
<td>7/AIS</td>
</tr>
<tr>
<td>8</td>
<td>N.D. Chingapa</td>
<td>IAS</td>
<td>144/SECTT</td>
<td>8/AIS</td>
</tr>
<tr>
<td>9</td>
<td>G.K. Subba</td>
<td>IAS</td>
<td>136/MSD</td>
<td>9/AIS</td>
</tr>
<tr>
<td>10</td>
<td>Chandra Kala Cintury</td>
<td>IAS</td>
<td>92/LR</td>
<td>10/AIS</td>
</tr>
<tr>
<td>11</td>
<td>T.T. Dorjee</td>
<td>IAS</td>
<td>127/LR</td>
<td>11/AIS</td>
</tr>
<tr>
<td>12</td>
<td>T.W. Barfungpa</td>
<td>IAS</td>
<td>199/LR</td>
<td>12/AIS</td>
</tr>
<tr>
<td>13</td>
<td>Karma Gyatso</td>
<td>IAS</td>
<td>542/SECTT</td>
<td>13/AIS</td>
</tr>
<tr>
<td>14</td>
<td>Alok Rawat</td>
<td>IAS</td>
<td>21/CD</td>
<td>14/AIS</td>
</tr>
<tr>
<td>15</td>
<td>R.S. Basnett</td>
<td>IAS</td>
<td>483/SECTT</td>
<td>15/AIS</td>
</tr>
<tr>
<td>16</td>
<td>D.K. Gajmer</td>
<td>IAS</td>
<td>1/PAO</td>
<td>16/AIS</td>
</tr>
<tr>
<td>17</td>
<td>Dorjee Dhadul</td>
<td>IAS</td>
<td>221/SECTT</td>
<td>17/AIS</td>
</tr>
<tr>
<td>18</td>
<td>R.S.Shrestha</td>
<td>IAS</td>
<td>143/SECTT</td>
<td>18/AIS</td>
</tr>
<tr>
<td>19</td>
<td>Jayashree Pradhan</td>
<td>IAS</td>
<td>140/MSD</td>
<td>19/AIS</td>
</tr>
<tr>
<td>20</td>
<td>Sangay Dorjee Basi</td>
<td>IAS</td>
<td>52/LR</td>
<td>20/AIS</td>
</tr>
<tr>
<td>21</td>
<td>Rinchen Ongmoo</td>
<td>IAS</td>
<td>826/SECTT</td>
<td>21/AIS</td>
</tr>
<tr>
<td>No.</td>
<td>Name</td>
<td>Service</td>
<td>Code</td>
<td>Department</td>
</tr>
<tr>
<td>-----</td>
<td>-----------------------</td>
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<td>--------------</td>
</tr>
<tr>
<td>22</td>
<td>Lobsang Bhutia</td>
<td>IAS</td>
<td></td>
<td>2/TAX</td>
</tr>
<tr>
<td>23</td>
<td>L.B. Rai</td>
<td>IAS</td>
<td></td>
<td>266/SECTT</td>
</tr>
<tr>
<td>24</td>
<td>Rajesh Agrawal</td>
<td>IAS</td>
<td></td>
<td>726/SECTT</td>
</tr>
<tr>
<td>25</td>
<td>Alok Kumar Srivastava</td>
<td>IAS</td>
<td></td>
<td>372/LR</td>
</tr>
<tr>
<td>26</td>
<td>S.C.upta</td>
<td>IAS</td>
<td></td>
<td>916/SECTT</td>
</tr>
<tr>
<td>27</td>
<td>Gyan Prakash Upadhy</td>
<td>IAS</td>
<td></td>
<td>433/LR</td>
</tr>
<tr>
<td>28</td>
<td>Arun Kumar Yadav</td>
<td>IAS</td>
<td></td>
<td>499/LR</td>
</tr>
<tr>
<td>29</td>
<td>Upma Srivastava</td>
<td>IAS</td>
<td></td>
<td>7384/EDN</td>
</tr>
<tr>
<td>30</td>
<td>Bhagwan Shankar</td>
<td>IAS</td>
<td></td>
<td>440/LR</td>
</tr>
<tr>
<td>31</td>
<td>Govind Mohan</td>
<td>IAS</td>
<td></td>
<td>1006/SECTT</td>
</tr>
<tr>
<td>32</td>
<td>Vijay Bhusan Pathak</td>
<td>IAS</td>
<td></td>
<td>503/LR</td>
</tr>
<tr>
<td>33</td>
<td>Amit Kumar Jaim</td>
<td>IAS</td>
<td></td>
<td>504/LR</td>
</tr>
<tr>
<td>34</td>
<td>Girmee Goparma</td>
<td>IAS</td>
<td></td>
<td>472/SECTT</td>
</tr>
<tr>
<td>35</td>
<td>Nari Tshering Bhutia</td>
<td>IAS</td>
<td></td>
<td>84/LR</td>
</tr>
<tr>
<td>36</td>
<td>Nangzey Dorjee</td>
<td>IAS</td>
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<td>37</td>
<td>K. Srinivasulu</td>
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<td>38</td>
<td>Bijoy P. Pradhan</td>
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<td>39</td>
<td>Ravindra Telang</td>
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<td>40</td>
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<td>41</td>
<td>Sanoj Kumar Jha</td>
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<td></td>
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<tr>
<td>42</td>
<td>T.N. Tenzing</td>
<td>IPS</td>
<td></td>
<td>203/POL</td>
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<tr>
<td>43</td>
<td>C.M. Ravindran</td>
<td>IPS</td>
<td></td>
<td>1633/POL</td>
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<tr>
<td>44</td>
<td>Jasbir Singh</td>
<td>IPS</td>
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<td>1823/POL</td>
</tr>
<tr>
<td>45</td>
<td>A.C. Negi</td>
<td>IPS</td>
<td></td>
<td>1807/POL</td>
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<tr>
<td>46</td>
<td>Abijit Dutta</td>
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<td></td>
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<td>47</td>
<td>T.D. Rinzing</td>
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<td></td>
<td>1002/POL</td>
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<tr>
<td>48</td>
<td>Oma Hang Subba</td>
<td>IPS</td>
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<td>49</td>
<td>T. Norbu</td>
<td>IPS</td>
<td></td>
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<td>Janga Basnett</td>
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<td>51</td>
<td>Bhupendra Thapa</td>
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<td>52</td>
<td>A. Mohananey</td>
<td>IPS</td>
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<td>53</td>
<td>S.D Negi</td>
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<td>A Shankar Rao</td>
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<td>55</td>
<td>N.K. Mishra</td>
<td>IPS</td>
<td></td>
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<td>T.T. Tamang</td>
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<td>57</td>
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<td>58</td>
<td>Sangay Dorjee</td>
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<td>59</td>
<td>A.K. Singh</td>
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<td>A Sachdeva</td>
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<td>N. Sridhar Rao</td>
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<td>62</td>
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<td>64</td>
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<td>65</td>
<td>Tanka Ram Sharma</td>
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<td>68</td>
<td>Sonam Topden Lachungpa</td>
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<td>69</td>
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<td>No.</td>
<td>Name</td>
<td>Service</td>
<td>Service No.</td>
<td>Notes</td>
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<td>70.</td>
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<td>IFS</td>
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<td>70/AIS</td>
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<tr>
<td>71.</td>
<td>Nari Tshering Bhutia</td>
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<td>528/F</td>
<td>71/AIS</td>
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<td>72.</td>
<td>Murari Lal Arawati</td>
<td>IFS</td>
<td>801/F</td>
<td>72/AIS</td>
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<tr>
<td>73.</td>
<td>Manjit Singh</td>
<td>IFS</td>
<td>809/F</td>
<td>73/AIS</td>
</tr>
<tr>
<td>74.</td>
<td>Anil Kumar Minra</td>
<td>IFS</td>
<td>871/F</td>
<td>74/AIS</td>
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<td>75.</td>
<td>Pempa Dhadul</td>
<td>IFS</td>
<td>233/F</td>
<td>75/AIA</td>
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<tr>
<td>76.</td>
<td>Thomas Chandey</td>
<td>IFS</td>
<td>916/F</td>
<td>76/AIS</td>
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<tr>
<td>77.</td>
<td>Arvind Kumar</td>
<td>IFS</td>
<td>923/F</td>
<td>77/AIS</td>
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<tr>
<td>78.</td>
<td>A.K. Ganeriwala</td>
<td>IFS</td>
<td>991/F</td>
<td>78/AIS</td>
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<td>79.</td>
<td>S.B. Singh Bhadauria</td>
<td>IFS</td>
<td>344/F</td>
<td>79/AIS</td>
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<tr>
<td>80.</td>
<td>Sarad Cifthandra Cintury</td>
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<td>80/AIS</td>
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<td>81.</td>
<td>Mukund Lall Srivastava</td>
<td>IFS</td>
<td>1027/F</td>
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<tr>
<td>82.</td>
<td>B.B. Lama</td>
<td>IFS</td>
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<td>82/AIS</td>
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<tr>
<td>83.</td>
<td>Bharati Joshi</td>
<td>IFS</td>
<td>1067/F</td>
<td>83/AIS</td>
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<td>84.</td>
<td>Anjan Kumar Mohanty</td>
<td>IFS</td>
<td>1245/F</td>
<td>84/AiS</td>
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<tr>
<td>85.</td>
<td>S.D. Palzor</td>
<td>IFS</td>
<td>522/F</td>
<td>85/AIS</td>
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<tr>
<td>86.</td>
<td>C.H. Subhakar Rao</td>
<td>IFS</td>
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<td>86/AIS</td>
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<tr>
<td>87.</td>
<td>Pradeep Kumar</td>
<td>IFS</td>
<td>1182/F</td>
<td>87/AIS</td>
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<tr>
<td>88.</td>
<td>Bijendra Swaroop</td>
<td>IFS</td>
<td>1146/F</td>
<td>88/AIS</td>
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<tr>
<td>89.</td>
<td>Sandeep Thambe</td>
<td>IFS</td>
<td>1243/F</td>
<td>89/AIS</td>
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<td>90.</td>
<td>Hari Prasad Pradhan</td>
<td>IFS</td>
<td>400/F</td>
<td>90/AIS</td>
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<tr>
<td>91.</td>
<td>Chezung Lachjungpa</td>
<td>IFS</td>
<td>401/F</td>
<td>91/AIS</td>
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</tbody>
</table>

By Order

T.T. DORJI, IAS
Principal Secretary
SIKKIM

GOVERNMENT

GAZETTE

EXTRA ORDINARY
PUBLISHED BY AUTHORITY

Gangtok, Tuesday, 22nd October 2002 No. 344

SIKKIM STATE LEGAL SERVICES AUTHORITY
GANGTOK

No. 165/SLSA. Date the 19th October, 2002.

NOTIFICATION

The following posts in the establishment of Sikkim State Legal Services Authority are hereby abolished with immediate effect.

<table>
<thead>
<tr>
<th>Sl.No.</th>
<th>Name of posts</th>
<th>Group</th>
<th>Scale of pay</th>
<th>No. of Vacant</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Stenographer Gr. II (P.S. to H.E.C)</td>
<td>B</td>
<td>7000-225-11500</td>
<td>1</td>
</tr>
<tr>
<td>2.</td>
<td>Stenographer Gr. I (P.A. to M.S.)</td>
<td>C</td>
<td>5500-175-9000</td>
<td>1</td>
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<tr>
<td>3.</td>
<td>Data Entry Operator</td>
<td>C</td>
<td>3400-85-5100</td>
<td>2</td>
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<tr>
<td>4.</td>
<td>Accountant</td>
<td>C</td>
<td>4300-125-6800</td>
<td>1</td>
</tr>
<tr>
<td>5.</td>
<td>Peshkar</td>
<td>C</td>
<td>4300-125-6800</td>
<td>1</td>
</tr>
<tr>
<td>6.</td>
<td>Stenographer Gr. III</td>
<td>C</td>
<td>4300-125-6800</td>
<td>1</td>
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<tr>
<td>7.</td>
<td>Driver</td>
<td>C</td>
<td>4200-110-6400</td>
<td>1</td>
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<tr>
<td>8.</td>
<td>Cook-cum-Orderly</td>
<td>D</td>
<td>2850-55-4170</td>
<td>1</td>
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<tr>
<td>9.</td>
<td>Peon-cum-Orderly-cum-Chowkidar</td>
<td>D</td>
<td>2850-55-4170</td>
<td>1</td>
</tr>
<tr>
<td>10.</td>
<td>Restorar</td>
<td>D</td>
<td>2850-55-4170</td>
<td>1</td>
</tr>
</tbody>
</table>

By Order.

S.W. LEPCHA
MEMBER SECRETARY- II
NOTIFICATION

In exercise of the powers conferred under Section 6 of the Wildlife Protection Act, 1972, the Government of Sikkim hereby reconstitutes the STATE WILDLIFE ADVISORY BOARD of Sikkim consisting of the following members.

1. Hon'ble Minister (Forests) Chairman
2. R.B. Subba, Hon'ble MLA Member
3. K.T. Gyaltsen, Hon'ble MLA Member
4. PCCF-cum-Secretary, Forests Ex-Officio Secretary
5. Addl. PCCF Ex-Officio Secretary
6. S.T. Lachungpa, CCF/T Member
7. S.T. Bhutia CCFWL Member
8. Thomas Chandy, CF/T Member
9. S.C. Cintury, CF/WL Member
10. C. Lachungpa, DFO/LU &E/N Member
11. A.B. Gurung, SPSS, Namchi Member
12. P.G. Bhutia KCC, West Member
13. Dushan Rai, Soreng Member
14. A.S. Chauhan, BSI, Gangtok Member
15. Dr. G. Sharma, WWF- Sikkim Member
16. Dr. S.K. Dewan, General Secretary, SAS Member
17. Dr. D.K. Subba Member
18. Regional Representative of IBWL Ex-Officio Member
19. Regional Deputy Director, WL, MOEF Ex-Officio Member
20. DFO/WL/NE Ex-Officio Member
21. DFO/WL/SW Ex-Officio Member
22. Joint Director/P &Z Ex-Officio Member
23. Field Director/ KNP Ex-Officio Member
24-27 Honorary Wildlife Wardens Ex-Officio Member

By Order.

T.R. Sharma, IFS,
PCCF-Cum-Secretary,
Deptt. of Forest, Env. & Wildlife,
Government of Sikkim.
NOTIFICATION

Under Section 10 (2) & 10 (3) of the Registration of Birth & Deaths Act 1969 (18 of 1969) it is clearly specified that the Medical Certification of Cause of Death is also mandatory to be submitted to Registrar/District Registrar by the Medical practitioner who last attended the patient, which reads as follows:-

10 (2) In any area, the State Government, having regard to the facilities available there in this behalf, may require that a certificate as to the cause of death shall be obtained by the Registrar from such person and in such form as may be prescribed.

10(3) Where the State Government has required under sub-section (2) that a certificate as to the cause of death shall be obtained in the event of the death of any person who, during his last illness, was attended by a medical practitioner, the medical practitioner shall, after the death of that person forthwith issue without charging any fee, to the person required under this Act to give information concerning the death, a certificate in the prescribed form stating to the best of his knowledge and belief the cause of death: and the certificate shall be received and delivered by such person to the Registrar at the time of giving information concerning the death as required by this act.

Therefore, it is notified that all PHCs, Hospitals are requested to adhere to the provision of the Act.

Dr. D.K. Subba
Chief Registrar (B & D).
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS AND TRAINING
GANGTOK

No. 81/GEN/DOP. Dated: 26.10.02.

NOTIFICATION

The Governor of Sikkim is hereby pleased to sanction creation of the following 56 (fifty six) posts of non-teaching staff under the Education Department with immediate effect:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Posts</th>
<th>Name of the School</th>
<th>No. of Post</th>
<th>Pay Scale</th>
<th>Budget Head</th>
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</thead>
<tbody>
<tr>
<td>1.</td>
<td>UDC</td>
<td>Ranka SSS (E)</td>
<td>1</td>
<td>4000-100-6000</td>
<td>2202-02-02. 104-64:</td>
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<tr>
<td></td>
<td></td>
<td>Rumtek SSS (E)</td>
<td>1</td>
<td>-45-64.45.01:</td>
<td>Salaries (P) East District</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Hee-Gyathang SSS (N)</td>
<td>1</td>
<td>-46-64.46.01:</td>
<td>Salaries (P) West District</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Namchi SSS (S)</td>
<td>1</td>
<td>- 47-64.47.01:</td>
<td>Salaries (P) North District</td>
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<tr>
<td></td>
<td></td>
<td>Burikhop SSS (W)</td>
<td>1</td>
<td>-18-61.48.01:</td>
<td>Salaries (P) South District</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Gyalshing Girls SSS (W)</td>
<td>1</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>Tashiding SSS (W)</td>
<td>1</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td></td>
<td>07</td>
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<td></td>
</tr>
</tbody>
</table>

| 2.     | LDC 3400-85-5100 | 2202-02-02.104-64:         | High & High Sec. Schools |
|        | Kabi SS (N0)      | -45-64.45.01: Salaries (P) East District |
|        | Turuk SS (S)      | -46-64.46.01: Salaries (P) West District |
|        | Rong SS (S)       | -47-64.47.01: Salaries (P) North District |
|        | Ben SS (S)        | -48-64.48.01: Salaries (P0 South District |
|        | Ronchong (Ralong) SS (S) |                  |                             |
|        | Sanganath SS (S)  |                  |                             |
|        | Martam SS(E)      |                  |                             |
|        | Lingtam SS (E)    |                  |                             |
|        | Dodak SS (W)      |                  |                             |
|        | Zoom SS (W)       |                  |                             |
|        | Khanisherbong SS (W) |                  |                             |
|        | Total             | 11               |                             |
3. Peon | 2850-55-4170 | 2202-02-02.104-61: 
High & High Sec. Schools 
Kabi SS(N) | 1 | -45-64.45.01: Salaries (P) East District 
Turuk SS(S) | 1 | -46-64.46.01: Salaries (P) West District 
Rong SS(S) | 1 | -17-64.17.01: Salaries (P) North District 
Ben SS(S) | 1 | 48-64.48.01: Salaries (P) South District 
Ronchong (Ralang SS(S)) | 1 | 
Sanganath SS (S) | 1 | 
Martam SS(E) | 1 | 
Lingtam SS(E) | 1 | 
Dodak SS (W) | 1 | 
Zoom SS(W) | 1 | 
Khanisherbong SS (W) | 1 | 
Rangrang JHS (N) | 1 | -2202-01-01.106-63: 
-Junior High Schools 
Ringhim JHS (N) | 1 | -45-63.45.01: Salaries (P) East District 
Namphing JHS(S) | 1 | -45-63.46.01: Salaries (P) West District 
Passi JHS (S) | 1 | -47-63.47.01: Salaries (P) North District 
Pangthang JHS (E) | 1 | -48-63.48.01: Salaries (P) South District 
Rimbik JHS (W) | 1 | 
Sopakha JHS (W) | 1 | 
Rumbuk JHS (W) | 1 | 
Labdang JHS (W) | 1 | 

Total | 20 |

4. Chowkidar | 2850-55-4170 | 2202-02-02.104-64: 
High & High Sec. Schools 
District 
Ranka SSS(E) | 1 | -45-64.45.01: Salaries (P) East District 
West District 
Rumtek SSS (E) | 1 | -46-64.46.01: Salaries (P) West District 
North District 
Hee-Gyathang SSS (N) | 1 | -47-64.47.01: Salaries (P) North District 
South District 
Namchi SSS(S) | 1 | -48-64.48.01: Salaries (P) South District 
Burikhop SSS (W) | 1 | 
Gyalshing Girls SSS (W) | 1 | 
Tashiding SSS (W) | 1 | 

Total | 07 |

5. Safaikaramchari | 2850-55-4170 | 2202-02-02.104-64: 
High & High Sec. Schools 
East District 
Kabi SS (N) | 1 | -45-64.45.01: Salaries (P) East District 
Turuk SS (S) | 1 | -45-64.45.01: Salaries (P) West District 
Rong SS(S) | 1 | -46-64.46.01: Salaries (P) South District 

West District
<table>
<thead>
<tr>
<th>District</th>
<th>School Name</th>
<th>Quantity</th>
<th>Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>North District</td>
<td>Ben SS (S)</td>
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<td>-47-64.47.01: Salaries (P)</td>
</tr>
<tr>
<td></td>
<td>Ronchong (Ralong) SS (S)</td>
<td>1</td>
<td>-48-64.48.01: Salaries (P)</td>
</tr>
<tr>
<td>South District</td>
<td>Sanganath SS (S)</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Martam SS(E)</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Lingtam SS (E)</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Dodak SS (W)</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Zoom SS (W)</td>
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<td></td>
</tr>
<tr>
<td></td>
<td>Khanisherbong SS(W)</td>
<td>1</td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td><strong>11</strong></td>
<td></td>
</tr>
</tbody>
</table>

By Order and in the name of the Governor.

D. DAHDUL, IAS
Commissioner-cum-Secretary to the Government,
Deptt. of Personnel, ADM. Reforms & Trg.,
In exercise of the powers conferred by clause (b) of section 59 of the Sikkim Excise Act, 1992 (2 of 1992), the State Government hereby empowers the following Assistant Sub-Inspectors of the Excise (Abkari) Department to exercise the powers and discharge the functions under sub-clauses (i) to (iv) of clause (b) of section 59 of the said Act within their respective jurisdiction, namely:-

(1) Mr. Chetnath Sharma  
(2) Mr. Kesang Bhutia  
(3) Mr. K. P. Adhikari  
(4) Mr. K. S. Chopel

LOBZANG BHUTIA, IAS  
Commissioner -cum-Secretary,  
Excise (Abkari) Department.
NOTIFICATION

In exercise of the power conferred by the proviso to article 309 of the Constitution of India, the Governor of Sikkim is pleased to make the following rules, namely:-

1. Shrot titles, commencement and application:-
   (1) These rules may be called the Sikkim State Jail employees (Discipline and (Appeal) Rules, 2002.
   (2) These shall come into force on the date of their publication in the Official Gazette.
   (3) These rules shall apply to all the members of Sikkim State Jail Employees serving the Government or on deputation with the Central Government or any State Government or a on foreign service or a company, corporation, organization or a local authority;

       Provided that nothing in these rules shall apply to any other jail officer/employee serving the Government on deputation from the Central Government or from any other State Government Department.

2. Definition:- In these rules, unless the context otherwise requires:-
   (1) "appointing authority" means the authority empowered to make appointment to the post which the member of the State Jail Employee for the time being holds.
   (2) “disciplinary authority” means the authority competent under these rules to impose on a member of Jail employee any of the penalties specified in rule 3.
   (3) “Government” means the State Government of Sikkim.
   (4) “Jail Employee” means a member of State Jail Employee appointed under the Sikkim State Jail Employees (Recruitment Promotion and Seniority) Rules, 2002 and all such other subordinate officers who are for time being serving in Sikkim State Jail.
   (5) “Governor” means the Governor of Sikkim.
   (6) “Schedule” means the Schedule appended to these rules.

3. Penalties :- Without prejudice to the provision of any law, or any special order for the time in force, the following penalties may, for good and sufficient reasons, be imposed on any members of Jail employees, namely:-
   (1) Punishment drill not exceeding seven days.
   (2) Extra Guard duty.
   (3) Confinement to quarters for a term not exceeding 15 (fifteen) days, with or without punishment drill, extra guard, fatigue or other duty.
(4) Fine to any amount not exceeding one month’s pay.
(5) Removal from any office of distinction or special emolument:
(6) Deprivation of Good conduct pay;
(7) Censure;
(8) Withholding of promotion;
(9) Recovery from his pay of the whole or part of any pecuniary loss caused by him to the
Government by negligence or breach of orders;
(10) Withholding of increment of pay
(11) Reduction to a lower stage in the time scale of pay for a specified period, with further directions
as to whether or not he will earn increment of pay during the period of such reduction and
whether on the expiry of such period the reduction will or will not have the effect of
postponing the return increment of his pay.
(12) Reduction to a lower time scale of pay, post, grade or service which shall ordinarily be a bar
to promotion of member of Jail Employee to the time scale of pay, grade, post or service from
which he was reduced with or without further directions regarding conditions of restoration to
the grade or post on service from which he was reduced and his seniority and pay on such
restoration to the grade, post or service.
(13) Compulsory retirement;
(14) Removal from service which shall not be a disqualification for future employment under the
Government;
(15) Dismissal from service which shall ordinarily be a disqualification for future employment
under the Government:

Provided that,-
(a) the penalties specified in sub-rules (1) to (3) may be imposed only on the Head Warders and
below;
(b) the amount of fine imposed on Head Warder and below under sub-rule (4) shall not exceed
7(seven) days basic pay in the course of a month.

Note:- The amount of fine should be recovered in cash and credited to the Jail Staff Welfare Fund. The
recovery should not appear in the Establishment pay bills.

Explanations:- The following shall not amount to a penalty within the meaning of these rules, namely;
(1) Withholding of increment for his/her failure to pass any departmental examination in accordance
with the rules or orders governing the service to which he/she belongs or which he/she holds.
(2) Non-promotion whether in the a substantive or officiating capacity after consideration of his
case to a service to a service grade or post for promotion to which he/she is eligible.
(3) Reversion of a person officiating in a higher service, grade or post to a lower service, grade or
post on the ground that he is considered to be unsuitable for such higher service or grade or
post or on any administrative ground unconnected with his conduct.
(4) Reversion of a person appointed on probation to any other service, grade or post to his
permanent service, grade or post during or at the end of the probation period in accordance
with the term of his appointment or the rules of order governing such probation;
(5) Compulsory retirement of a person in accordance with the provision relating to his/her
superannuation or retirement;
(6) Termination of service:-
(a) of jail employee appointed on probation, during or at the end of the period of probation in
accordance with the term of his/her appointment or the rules or orders governing such
probation; or
(b) of a temporary jail employee appointed on temporary basis under the orders of the appointing
authority; or
(c) of a jail employee, employed under an agreement in accordance with the terms of such
agreement.

4. Disciplinary authority:-
(1) The disciplinary authority may impose any of the penalties specified in rule 3, subject to
limitations indicated therein on any member of State Jail Employees.
(2) Without prejudice to the provisions of sub-rule (1), any of the penalties specified in rule 3,
subject to limitations indicated therein, may be imposed on a jail employee by the disciplinary
authority specified in the Schedule in this behalf.

5. Procedures for imposing penalties specified in sub-rules (1) to (3) of rule 3 :-
(1) The disciplinary authority may impose on any jail employee of and including the rank of Head Warder and below any of the penalties specified in sub-rules (1) to (3) summarily. The jail employee concerned shall be called by the disciplinary authority to appear before him and when he appears the particular of the allegation shall be stated to him by the disciplinary authority and he shall be asked to state whether he/she pleads guilty or has any defence to make.

(2) If he/she pleads guilty, the disciplinary authority may pass order imposing on jail employee any one of the penalties mentioned above. If he/she does not plead guilty, the disciplinary authority shall record the substance of the evidence and a finding with a brief statement of reasons therefor, and if the disciplinary authority finds him guilty, the disciplinary authority shall make appropriate order imposing any one of the aforesaid penalties.

6. Procedures for imposing penalties specified in sub-rules (4) to (10) of rule 3:

(1) Subject to the provisions of sub-rule (26) of rule 7, no order imposing any one of the penalties specified in sub-rules (4) to (10) of rule 3 shall be passed against a jail employee except after:-

(a) informing the jail employee in writing of the proposal to take action against him and of the imputations of misconduct or misbehaviour on which it is proposed to be taken, and giving him reasonable opportunity of making such representation as he may wish to make against the proposal;

(b) holding an inquiry in the manner laid down in sub-rules (3) to (22) of rule 7.

(c) Taking the representation if any, submitted by the jail employee under clause (a) and the record of inquiry, if any, held under clause (b) into consideration;

(d) Recording a finding of such imputation of misconduct or misbehaviour.

(2) Notwithstanding anything contained in clause (b) of sub-rule (1), if in case it is proposed after considering the representation if any, made by the jail employee under clause (a) of that sub-rule, to withhold increment of pay and such withholding of increment is likely to affect adversely the amount of pension payable to the person or to withhold increments of pay for a period exceeding three years or to withhold increments of pay with cumulative effect for any period, an enquiry shall be held in the manner laid down in sub-rule (3) to (22) of rule 7. before making any order imposing such penalty on a jail employee.

3. The record of the proceedings in such case shall include:-

(a) a copy of the intimation to jail employee of the proposal to take action against him;

(b) a copy of the statement of imputation of misconduct or misbehaviour delivered to him;

(c) his representation, if any;

(d) the evidence produced during the enquiry;

(e) the advice of the Commission , if any;

(f) the finding on each imputation of misconduct or misbehaviour; and

(g) the order on the case together with the reasons therefore.

7. Procedures for holding enquiry for imposing penalties specified in sub-rules (11) to (15) of rule 3.

(1) No order imposing any of the penalties specified in sub-rules (11) to (15) of rule 3 shall be made except after an inquiry is held, as far as possible in the manner provided in these rules.

(2) Whenever the disciplinary authority is of the opinion that there are grounds for inquiring into the truth of any imputation of misconduct or misbehaviour against a person it may itself inquire into, or appoint an authority to inquire into the truth thereof.;

Explanation:- When the disciplinary authority itself holds the inquiry, any reference in sub-rule (7) to (20) and (22), the inquiry shall be construed as a reference to the disciplinary authority.

(3) Where it is proposed to hold an inquiry against a jail employee, the disciplinary authority shall draw up or cause to be drawn up "-:

a) the substance of the imputation of misconduct or misbehaviour into definite and distinct article of charge;

b) a statement of imputation of misconduct or misbehaviour in support of each article of charge, which shall contain:-

(i) a statement of all relevant facts including any admission or confession made by him/her and

(ii) a list of documents by which and a list of witnesses by whom, the articles of charges are proposed to be sustained
(4) The disciplinary authority shall deliver or cause to be delivered to the jail employee a copy of the article of charge the statement of imputation of misconduct or misbehaviour and a list of documents and witnesses by which each article of charge is proposed to be sustained and shall require the jail employee to submit, within such time as may be specified a written statement of defence and to state whether he desires to be heard in person.

(5) (a) On receipt of the written statement of defence the disciplinary authority may itself inquire into such of the articles of charge as are not admitted, or if it considers it necessary to do so, appoint under sub-rule (2) an inquiry authority for the purpose, and where all the articles of charge have been admitted by the jail employee in his written statement of defence, the disciplinary authority shall record its findings on each charge after taking such evidence as it may think fit and shall act in the manner laid down in sub-rule (25).

(b) If no written statement of defence is submitted by the jail employee, the disciplinary authority may itself inquire into the articles of charge or may if it considers necessary to do so, appoint an inquiry authority under sub-rule (2) for the purpose.

(c) Where the disciplinary authority itself inquire into any article of charge or appoint an inquiring authority for holding and inquiry into charge, it may, by an order, appoint an officer or a legal practitioner, to be known as the Presenting Officer to present on its behalf the case in support of the article of charge.

(6) The disciplinary authority shall, where it is not the inquiring authority, forward to the inquiring authority:-

a) a copy of the articles of charge and the statement of the imputation of misconduct or misbehaviour;

b) a copy of the written statement of defence, if any submitted by the jail employee.

c) A copy of the statement of witnesses, if any referred to in sub-rule (3)

d) evidence proving the delivery of documents referred to in sub-rule (3) to the jail employee;

and

e) a copy of the order appointing the Presenting Officer.

(7) The jail employee shall appear in person before the inquiring authority on such day and time within ten working days from the date of receipt by him the articles of charge and the statement of the imputation of misconduct or misbehaviour as the inquiring authority may, by a notice in writing, specify in this behalf, or within such further time, not exceeding ten days, as the inquiring authority may allow.

(8) The jail employee may take the assistance of any other officer to present the case on his behalf but may not engage a legal practitioner for the purpose unless the Presenting Officer appointed by the disciplinary authority is a legal practitioner, or the disciplinary authority, having regard to the circumstances of the case, so permits.

(9) If the jail employee, who has not submitted any of the articles of charge in his written statements of defence or has not submitted any written statement of defence appears before the inquiring authority, such authority shall ask him whether he is guilty or has any defence to make and if he pleads guilty to any of the articles of charge, the inquiring authority shall record the plea sign the record and obtain the signature of the jail employee thereon.

(10) The inquiring authority shall return a finding of guilt in respect of those articles of charge to which the jail employee pleads guilty.

(11) The inquiring authority shall, if the jail employee fails to appears within the specified time or refuses or omits to plead, require the Presenting Officer to produce the evidence by which he proposes to prove the articles of charge, and shall adjourn the case to later date not exceeding thirty days after recording an order that the jail employee may, for the purpose of preparing his defence:-

(a) inspect within five days of the order or within such further time not exceeding five days as the inquiring authority may allow, the documents specified in the list referred to in sub-rule (3);

(b) submit a list of witnesses to be examined on his behalf,

Note:- If the jail employee applies in writing for the supply of copies of the statement of witnesses mentioned in the list referred to in sub-rule (3), the inquiring authority shall furnish him with such copies as early as possible and in any case not later than 3 days before the commencement of the examination of witnesses on behalf of the disciplinary authority.

(c) give a notice within ten days of order or within such further time not exceeding ten days as the inquiring authority may allow, for the discovery or production of any documents which are in the possession of Government but not mentioned in the list referred to in sub-rule (3);

Note:- The jail employee shall indicate the relevant of the documents required by him to be discovered or produced by the Government.
(12) The inquiring authority shall, on receipt of the notice for discovery or production of documents, forward the same or copies thereof to the authority in whose custody or possession the documents are kept with a requisition for the production of the documents by such date as may be specified in such requisition.

Provided that the inquiring authority may, for the reasons to be recorded by it in writing, refuse requisition of such documents as are, in its opinion not relevant to the case.

(13) On receipt of the requisition referred to in sub-rule (12), every authority having the custody or possession of the requisitioned documents shall produce the same before the inquiring authority.

Provided that if the authority having the custody or possession of the requisitioned documents is satisfied or the reasons to be recorded by it in writing that the production of all or any of such documents would be against the public interest or security of the state, it shall inform the inquiring authority accordingly and the inquiring authority shall, on being so informed communicate the information to the jail employee and withdraw the requisition made but it for the production of discovery of such documents.

(14) On the fixed for the inquiry, the oral and documentary evidence by which the articles of charge are proposed to be proved shall be produced by or on behalf of the disciplinary authority. The witness shall be examined by or on behalf of the Presenting Officer and may be cross-examined by or behalf of the jail employee. The Presenting Officer shall be entitled to re-examine the witnesses on any points on which they have been cross-examined but not on any new matter, without the leave of the inquiring authority. The inquiring authority also may put such questions to the witnesses as it thinks fit.

(15) If it shall appear necessary before the closure of the case on behalf of the disciplinary authority, the inquiring authority may in its discretion, allow the Presenting Officer to produce evidence not included in the list given to the jail employee or may itself call for new evidence or recall and re-examine any witness and in such case, the jail employee shall be entitled to have, if he demands it, a copy of the list of further evidence proposed to be produced and an adjournment of the inquiry for three clear days before the production of such new evidence exclusive of the day of the adjournment and the day to which the inquiry is adjourned. The inquiry authority shall give the jail employee an opportunity of inspecting such documents before they are taken on the record. The inquiring authority may also allow the jail employee to produce new evidence, if it is of the opinion that the production of such evidence is necessary in the interest of justice.

Note:- New evidence shall not be permitted or called for or any witness shall not be recalled to fill up any gap in the evidence. Such evidence may be called for only when there is an inherent lacuna or defect in the evidence which has been produced originally or the inquiring officer thinks that it is necessary for just decision of the case.

(16) When the case for the disciplinary authority is closed, the jail employee shall be required to state his defence, orally or in writing as he may prefer. If the defence is made orally, it shall be recorded and the jail employee shall be required to sign the record. In either case, a copy of the statement of defence shall be given to the Presenting Officer if any, appointed.

(17) The evidence on behalf of the jail employee shall then be produced. The jail employee may examine himself on his own behalf if he so prefers the witnesses produced by the jail employee shall then be examined and shall be liable to cross-examination re-examination and examination by the inquiring authority according to the provisions applicable to the witnesses for the disciplinary authority.

(18) The inquiring authority may after the jail employee closes his case, and shall if the jail employee has not examined himself generally question him on the circumstances appearing against him in the evidence for the purpose of enabling the jail employee to explain any circumstances appearing in the evidence against him.

(19) The inquiring authority may, after the completion of the production of evidence hear the Presenting Officer, if any appointed and the jail employee, or permit them to file written brief of their respective cases, if they so desire.

(20) The jail employee to whom a copy of the article of charge has been delivered does not submit the written statement of defence on or before the date specified for the purpose or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of this rule, the inquiring authority may hold the inquiry ex-parte.

(21) Whenever any inquiring authority, after having heard and recorded the whole or any part of the evidence in an inquiry ceases to exercise jurisdiction therein, and is succeeded by another inquiring
authority which has and which exercise such jurisdiction, the inquiring authority so succeeding may act on
the evidence so recorded by its predecessor or partly recorded by its predecessor and partly recorded by
itself.

Provided that if the succeeding inquiring authority is of the opinion that further examination of witnesses
whose evidence has already been recorded, is necessary in the interest of justice, it may recall, cross-
examine and re-examine any such witnesses as herein before provided.

(22) (a) After the conclusion of the inquiry, a report shall be prepared and it shall contain:-
(i) the articles of charge and the statement of the imputation of misconduct or
misbehaviour,
(ii) an assessment of evidence in respect of each article of charge;
(iii) an assessment of evidence in respect of each article of charge;
(iv) the findings on each article of charge and reasons therefor.

Explanation:- If in the opinion of the inquiring authority, the proceedingts of the inquiry establish any
articles of charge different from the original articles of charge, it may record its findings on such articles of
charge.

Provided that the findings on such articles of charge shall not be recorded unless the jail employee
has either submitted the facts on which such article of charge is based or has had a reasonable
opportunity of defending himself such article of charge.

(b) The inquiring authority, where it is not itself the disciplinary authority, shall forward to the
disciplinary authority, the records of inquiry which shall include-
(i) the report prepared by it under clause (a);
(ii) the written statement of defence, if any submitted by the jail employee
(iii) the oral and documentary evidence produced in the course of inquiry;
(iv) written brief if any filed by the Presenting Officer or the jail employee or both during the
course of enquiry; and
(v) the order, if any, made by the disciplinary authority and the inquiring authority in regard to
the enquiry.

(23) The disciplinary authority, if it is not itself the inquiring authority may for reasons to be recorded by
it in writing return the case to the inquiring authority for further inquiry and report and the inquiring
authority shall thereupon proceed to hold the further inquiry according to the provisions of this rule.

(24) The disciplinary authority shall, if it disagrees with the findings of the inquiring authority on any
article of charge, record its reasons for such disagreement and record its own findings on such charge, if
the evidence on record is sufficient or the purpose.

(25) If the disciplinary authority having regard to its findings on all or any of the articles of charge is of
the opinion that any of the penalties specified in sub-rules (11) to (15) of rule 3 should be imposed on
the jail employee, it shall not be necessary to give the jail employee any opportunity of making
representation to the penalties proposed to be imposed.

(26) If the disciplinary authority having regard to its findings on all or any of the articles of charge is of
the opinion that any of the penalties specified in sub-rule (11) to (15) of rule 3 should be imposed on the
jail employee, it shall notwithstanding anything contained in rule 6, make an order imposing such penalty.

(27) Order made by the disciplinary authority shall be communicated to the Jail employee who shall
also be supplied with a copy of the report of the inquiry, if any, held by the disciplinary authority and a
copy of its findings of each articles of charge, or, where the disciplinary authority is not the inquiring
authority a copy of the report of the inquiring authority and a statement of the findings of the disciplinary
authority together with brief reasons for its disagreement if any, with the findings of the inquiring authority
unless they have already been supplied to him.

(28) Common Proceeding:-
Where two or more jail employees are concerned in any case, the disciplinary authority may
make an order directing that the disciplinary actions against all of them may be taken in a common
proceeding.

Note:- If the authority competent to impose the penalties specified in rule 3 are different, an order for
taking disciplinary action in a common proceeding may be made by the highest of such authority with the
consent of other.
9. Special Procedure in certain cases:-
Notwithstanding anything contained in rule 6, 7 and 8:-
(1) where any penalty is imposed on delinquent on the ground of conduct which has led to his conviction on a criminal charge, or
(2) where the disciplinary authority is satisfied, for reasons to be recorded by it in writing that it is not reasonably practicable to hold an inquiry in the manner provided in these rules, or
(3) where the disciplinary authority is satisfied that in the interest of the security of the state, it is not expedient to hold any inquiry in the manner provided in these rules. The disciplinary authority may consider the circumstances of the case and make such orders thereon as it deems fit.

10. Suspension:-
(1) The disciplinary authority or any higher authority may place a jail employee under suspension-
(a) where a disciplinary proceeding against him is contemplated or is pending or
(b) where in the opinion of the aforesaid authority, he has engaged himself in activities prejudicial to the interest or the security of the state; or
(c) where a case against him in respect of any criminal offence is under investigation, inquiry or trial.
Provided that where the order of suspension is made by an authority lower than the appointing authority, such authority shall forthwith report to the appointing authority the circumstances in which the order was made.
(2) A person shall be deemed to have been placed under suspension by an order of appointing authority,-
   a) with effect from the date of his detention, if he is detained in custody, whether on a criminal charge or otherwise, for a period of forty-eight hours or more;
   b) with effect from the date of his conviction, if in the event of a conviction for an offence, he is sentenced to a term of imprisonment for forty-eight hours or more and is not forthwith dismissed or removed or compulsorily retired consequent to such conviction.
Explanation:- The period of forty-eight hours referred to in clause (b) shall be computed from the commencement of the imprisonment after the conviction and for this purpose, intermittent period of imprisonment, if any, shall be taken into account.

(3) Where a penalty of dismissal, removal or compulsory retirement from service imposed upon the jail employee under suspension is set aside in appeal or on review under these rules and the case is remitted for further inquiry or action or with any other directions, the order of his suspension shall be deemed to have continued in force on and from the date of the original order of dismissal, removal or compulsory retirement and shall remain in force until further orders.

(4) Where a penalty of dismissal, removal or compulsory retirement from service imposed upon the jail employee is set aside or declared or rendered void in consequence of or by a decision of a court of law and the disciplinary authority on a consideration of the circumstances of the case, decides to hold further inquiry against him on the allegation on which the penalty of dismissal removal or compulsory retirement was originally imposed, the jail employee shall be deemed to have been placed under suspension by the appointing authority from the date of the original order of dismissal, removal or compulsory retirement and shall continue to remain under suspension until further order;
Provided that no such further inquiry shall be ordered unless it is intended to meet a situation where the court has passed an order purely on technical grounds without going into the merits of the case.

(5) (a) An order of suspension made or deemed to have been made under this rule shall continue to remain in force until it is modified or revoked by the authority competent to do so.
(b) Where a person is suspended, whether in connection with any disciplinary proceeding or otherwise, and any other disciplinary proceeding is commenced against him during the continuance of that suspension the authority competent to place him under suspension may, for reasons to be recorded by it in writing direct that the jail employee shall continue to be under suspension until the termination of all or any of such proceedings.
(c) An order of suspension made or deemed to have been made under these rules may at any time be modified or revoked by the authority which made or is deemed to have made the order.
11. Appeals:-

(1) Notwithstanding anything contained in these rules, no appeal shall lie against
   (a) an order made by the Governor;
   (b) any order of an interlocutory nature or of the nature step-aid for the final disposal of a
classification proceeding, other than an order of suspension;
   (c) an order passed by an inquiring authority in course of an inquiry under rule 5;
   (d) an order made by the disciplinary authority under rule 5

(2) Subject to the provisions of sub-rule (1), the jail employee may prefer an appeal against all or any of
the following orders, namely,-
   (a) an order of suspension made or deemed to have been made under rule 10;
   (b) an order imposing any of the penalties specified in rule 3 whether made by the disciplinary
   authority or by any appellate or reviewing authority;
   (c) an order enhancing any penalty imposed under rule 3;
   (d) an order which,-
      (i) denies or varies to his disadvantages his pay, allowances, pension or other
       conditions of service as regulated by rules or agreement; or
      (ii) interprets to his disadvantage the provisions of any such rule or agreement;
   (e) an order-
      (i) reverting him while officiating in a higher service grade or post to lower service grade or
   post otherwise than as a penalty;
      (ii) reducing or withholding the pension or denying the maximum pension admissible to him
   under the rules;
      (iii) determining the substance and other allowances to be paid to him for the period during
   which he is deemed to be under suspension or for any portion thereof;
      (iv) determining his pay and allowances-
         (a) for the period of suspension or
         (b) for the period from the date of his dismissal, removal or compulsory retirement from
   service, grade, post, time scale of pay, to the date of his reinstatement or restoration to
   his service, grade or post; or
      (v) determining whether or not the period from the date of his suspension or from the date his
   dismissal, removal or compulsory retirement or reduction to a lower service, grade, post,
   time scale of pay or stage in time scale of pay, to the date of his reinstatement or
   restoration to his service, grade or post shall be treated as a period spent on duty for any
   purpose.

Explanation: in this rule. –
   (i) The expression ‘jail employee’ includes a person who has ceased to be in Government
   service;
   (ii) The expression ‘pension’ includes additional pension, gratuity and any other retirement
   benefits.
   (iii) A jail employee including a person who is ceased to be in Government service may prefer
   an appeal against all or any of the orders specified in sub-rule (2) to the authority specified
   in this behalf in the Schedule;
       Provided that an appeal against an order in a common proceeding held under rule 8 shall lie
   to the authority to which the authority functioning as the disciplinary authority for the
   purpose of that proceeding is immediately subordinate.
   (iv) No appeal preferred under this rule shall be entertained unless such appeal is preferred
within a period of forty-five days from the date on which a copy of the order appealed
against is delivered to the appellant;
       Provided that the appellate authority may entertain the appeal after the expiry of the said
period if it is satisfied that the appellant had sufficient cause for not preferring the appeal in
   time.
   (v) (A) In the case of an appeal against an order of suspension the appellate authority shall
consider whether in the light of the provisions of rule 10 and having regard to the
   circumstances of the case, the order of suspension ins justified or not and confirm or revoke
   the order accordingly;
       (B) in the case of an appeal against an order imposing any of the penalties specified in rule 3,
   the appellate authority shall consider-
(i) whether the procedure laid down in these rules has been complied with and if not whether such non-compliance has resulted in the violation of any provisions of the constitution of India or in the failure of justice;

(ii) whether the findings of the disciplinary authority are warranted by the evidence on record; and penalty imposed is adequate, inadequate or severe; and pass orders:-
   (a) confirming enhancing reducing or setting aside the penalty; or
   (b) remitting the case to the authority which imposed or enhanced the penalty or to any other authority with such direction as it may deem fit in the circumstances of the case;

Provided that (i) If such enhanced penalty which the appellate authority proposes to impose is one of the penalties specified in sub-rules (11) to (15) of rule 3 and an inquiry under rule 7 has not been held in the case, the appellate authority shall subject to the provisions of rule 9, itself hold inquiry or direct that such inquiry be held in accordance with the provisions of rule 7, and thereafter giving the appellant reasonable opportunity of making representation against the penalty proposed on the basis of the evidence adduced during the inquiry, make such orders as it may deem fit.

(ii) If the proposed penalty which the appellate authority proposed to impose is one of the penalties specified in sub-rule (11) to (15) of rule 3 and an inquiry under rule 7 has already been held in the case, the appellate authority shall, after giving the appellant a reasonable opportunity of making representation against the penalty proposed on the basis of the evidence adduced during the inquiry, making such orders as it any deem fit;

(iii) No order imposing an enhanced penalty shall be made in any other case unless the appellant has been given a reasonable opportunity of making representation against such enhanced penalty;

(iv) In an appeal against an any other order specified in sub-rule (2) of rule 11, the appellate authority shall consider all the circumstances of the case and make such orders as it may deem just and equitable.

12. Revision:- (1) Notwithstanding anything contained in these rules, the disciplinary authority may at any time, either on his own motion or otherwise, call for the record of any inquiry and revise any order made under these rules or under the rules repealed by rule 14 from which no appeal is allowed and may,-
   (a) confirm modify or set aside the order; or
   (b) confirm reduce enhance or set aside the penalty imposed by the order, or impose any penalty where no penalty has been imposed; or
   (c) remit the case to the authority which made the order or to any other authority directing such authority to make such further inquiry as it may consider proper in the circumstances of the case; or
   (d) pass such other orders as it may deem fit;

Provided that no order imposing or enhancing any penalty shall be made by any revising authority unless the jail employee has been given a reasonable opportunity of making representation against such enhanced penalty;

(2) An application for revision shall be dealt with in the manner as if it were an appeal under these rules.

13. Review:- The disciplinary authority may at any time, either on his own motion or otherwise, review any order passed under these rules, when any new material or evidence which could not be produced or was not available at the time of passing the order under review and which has the effect of enhancing the nature of the case, has come or has been brought to his notice:-

Provided that no order imposing or enhancing any penalty shall be made by the disciplinary authority unless the jail employee has been given a reasonable opportunity of making a representation against the penalty proposed and where it is proposed to impose any of the penalties specified in sub-rules (11) to (15) of rule 3 or to enhance the penalty imposed by the order sought to be reviewed to any of the penalties specified those clauses, no such penalty shall be imposed except after an inquiry in the manner laid down in rule 7, and after giving a reasonable opportunity.

(2) An application for review shall be dealt with in the manner as if it were an appeal under these rules.


(1) On and from the date of commencement of these rules, the Sikkim Government Servant’s (Discipline and Appeal) Rules, 1985 shall cease to apply to the member of Sikkim State Jail employee:

Provided that the proceedings initiated under Sikkim Government Servant’s (Discipline and Appeal) Rules, 1985 and pending at the commencement of these rules shall be
continued and disposed of in accordance with the provisions of these rules as if such proceeding were proceeding under these rules.

(2) Nothing in these rules shall be construed as depriving any person of any right of appeal which had accrued to him under the rules, notifications or orders in force before the commencement of these rules;

(3) An appeal pending at the commencement of these rules against an order made before such commencement shall be considered and order thereon shall be made in accordance with the provision of these rules as if such order was made and the appeal was preferred under these rules;

(4) As from the commencement of these rules, any appeal or application for review against any orders made before such commencement shall be preferred or made under these rules, as if such orders were made under these rules.

Provided that nothing in these rules shall be construed as reducing any period of limitation for any appeal or review provided by any rule in force before the commencement of these rules.

15. Removal of doubts:- If any doubt arises as to the interpretation of any of the provisions of these rules, it shall be referred to the Government in the Department of Personnel, Administrative Reforms and Training, whose decision shall be final.

D. DAHDL- IAS
COMMISSIONER-CUM-SECRETARY
DEPARTMENT OF PERSONNEL ADM. REF. & TRAINING.

Schedule
Disciplinary Authority.

<table>
<thead>
<tr>
<th>Sl. No</th>
<th>Description of posts</th>
<th>Disciplinary Authority</th>
<th>Authority Competent to impose a kind of penalty</th>
<th>Appellate authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Jailer</td>
<td>Home Secretary</td>
<td>All</td>
<td>Governor</td>
</tr>
<tr>
<td>2</td>
<td>Sub-Jailer</td>
<td>Superintendent of Police of Jail/ Dy. Inspector General of Police</td>
<td>All</td>
<td>Home Secretary</td>
</tr>
<tr>
<td>3</td>
<td>Asstt. Sub-jailer</td>
<td>Superintendent of Police of / Dy. Inspector General of Police</td>
<td>All</td>
<td>Home Secretary</td>
</tr>
<tr>
<td>4</td>
<td>Head Warder</td>
<td>Superintendent of Police / Dy. Inspector General of Police</td>
<td>All</td>
<td>Home Secretary</td>
</tr>
<tr>
<td>5</td>
<td>Warder, driver and followers</td>
<td>Superintendent of Police of / Dy. Inspector General of Police</td>
<td>All</td>
<td>Home Secretary</td>
</tr>
</tbody>
</table>
**NOTIFICATION**

It is hereby notified for General information that the days enumerated in the Schedule below shall be observed as holidays, vacations by the High Court of Sikkim during the year 2003.

**SCHEDULE**

**LIST OF HOLIDAYS FOR THE YEAR 2003**

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Holidays(s)</th>
<th>Date(s)</th>
<th>Day(s) of the week</th>
<th>No. of day(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>New Year’s Day</td>
<td>1st January</td>
<td>Wednesday</td>
<td>1</td>
</tr>
<tr>
<td>2.</td>
<td>Lossong</td>
<td>3rd to 7th January</td>
<td>Friday to Tuesday</td>
<td>5</td>
</tr>
<tr>
<td>3.</td>
<td>Nyenpa Guzom</td>
<td>8th &amp; 9th January</td>
<td>Wednesday &amp; Thursday</td>
<td>2</td>
</tr>
<tr>
<td>4.</td>
<td>Maghe Sankranti</td>
<td>14th &amp; 15th January</td>
<td>Tuesday &amp; Wednesday</td>
<td>2</td>
</tr>
<tr>
<td>5.</td>
<td>Republic Day</td>
<td>26th January</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>6.</td>
<td>Sonam Lhochar</td>
<td>2nd February</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>7.</td>
<td>Losar</td>
<td>3rd March</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>8.</td>
<td>Holi</td>
<td>18th March</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>9.</td>
<td>Ramnawami (Chaite Dasain)</td>
<td>11th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>10.</td>
<td>Dr. B. R. Ambedkar</td>
<td>14th April</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>11.</td>
<td>Good Friday</td>
<td>18th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>12.</td>
<td>State Day</td>
<td>16th May</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>13.</td>
<td>Saga Dawa</td>
<td>14th June</td>
<td>Saturday</td>
<td>1</td>
</tr>
<tr>
<td>No.</td>
<td>Event</td>
<td>Date</td>
<td>Day</td>
<td>Notes</td>
</tr>
<tr>
<td>-----</td>
<td>------------------------</td>
<td>-----------------</td>
<td>-----------</td>
<td>---------------------</td>
</tr>
<tr>
<td>14</td>
<td>Drukpa Tsheshi</td>
<td>2nd August</td>
<td>Saturday</td>
<td>1</td>
</tr>
<tr>
<td>15</td>
<td>Independence Day</td>
<td>15th August</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>16</td>
<td>Janmasthami</td>
<td>20th August</td>
<td>Wednesday</td>
<td>1</td>
</tr>
<tr>
<td>17</td>
<td>Gandhi Jayanti</td>
<td>2nd October</td>
<td>Thursday</td>
<td>1</td>
</tr>
<tr>
<td>18</td>
<td>Durga Puja</td>
<td>3rd to 7th October</td>
<td>Friday to Tuesday</td>
<td>5</td>
</tr>
<tr>
<td>19</td>
<td>Laxmi Puja</td>
<td>25th to 28th October</td>
<td>Saturday to Tuesday</td>
<td>4</td>
</tr>
<tr>
<td>20</td>
<td>Lossong</td>
<td>24th to 28th December</td>
<td>Wednesday to Sunday</td>
<td>5</td>
</tr>
<tr>
<td>21</td>
<td>Christmas</td>
<td>25th December</td>
<td>Thursday</td>
<td>1</td>
</tr>
<tr>
<td>22</td>
<td>Nyenpa Guzom</td>
<td>28th &amp; 29th December</td>
<td>Sunday &amp; Monday</td>
<td>2</td>
</tr>
<tr>
<td>23</td>
<td>Tamu Lochar</td>
<td>30th December</td>
<td>Tuesday</td>
<td>1</td>
</tr>
</tbody>
</table>

**TOTAL** 41

**VACATION**

1. Lossong and Winter Vacation 46 days. 01.01.2003 to 15.02.2003
2. Puja Vacation 30 days 03.10.2003 to 01.11.2003

*By Order,*

REGISTRAR GENERAL.
The Governor of Sikkim is hereby pleased to notify the following to amend the Notification No. 21(159) LD/02 dated 16th August 1997, published in the Sikkim Government Gazette, Extraordinary No. 273 dated the 16th August, 1997, namely:-

In the said Notification, for the existing paragraph 7, the following shall be substituted, namely;-

“7. The Additional Advocate General shall be provided with telephone connection at his residence and office at par with the Heads of Departments of the State Government”.

T. D. RINZING,
Secretary.
NOTIFICATION

The Governor of Sikkim is hereby pleased to notify the following to amend the Notification No. 21(159) LD/LIT/49/124 dated 31.8.2001, published in the Sikkim Government Gazette, Extraordinary No. 318 dated 6th September, 2001 namely:-

In the said Notification for the existing paragraph 8, the following paragraph shall be substituted, namely:-

“8. The Advocate General shall be provided with telephone connection at his residence and office at par with the Heads of department of the State Government”.

By order and in the name of the Governor.

T. D. RINZING,
Secretary.
NOTIFICATION

Whereas the penalty of dismissal from service was imposed on Shri L.P. Tewari (Former Secretary, Power Department and who was under orders of transfer and posting as Secretary, Department of Programme Implementation, Monitoring and Evaluation) under the provision of clause (ix) of rule 3 of the Sikkim Government Servants’ (Discipline and Appeal) Rules, 1985, vide O.O. no. 2537/G/DOP dated : 30.10.98;

And, whereas the Governor in exercise of powers conferred by sub-rule (1) of rule 10 of the Sikkim Government Servants’ (Discipline and Appeal) Rules, 1985, on his own motion, is pleased to call for the records pertaining to the cases and deemed it expedient to modify and reduce the penalty imposed on Shri L.P. Tewari, Vide O.O. No. 2537/G/DOP dated : 30.10.1998;

Now, therefore, the Governor in exercise of the powers conferred by clause (b) of sub rule (1) of rule 10 of the said rules is pleased to order that the penalty of compulsory retirement under clause (vii) of rule 3 of the Sikkim Government Servants’ (Discipline and Appeal) Rules 1985, shall be deemed to have been imposed on Shri L.P. Tewari with effect from the 30th day of October, 1998.

By Order and in the name of the Governor,

D. DAHDUL, IAS
Commissioner-cum-Secretary to the Government
Department of Personnel, ADM, Reforms & Training
GOVERNMENT OF SIKKIM
HOME DEPARTMENT


NOTIFICATION

The Governor of Sikkim is pleased to appoint Shri I.B. Rai of Ranka, East Sikkim as Chairman, Agriculture Board, with immediate effect.

By Order and in the name of the Governor.

D.P. SHARMA
Additional Secretary, Home

F.no. GOS/HOMEII/77/1.
The Governor of Sikkim is pleased to rescind the following notifications, with immediate effect, namely;


By Order and in the name of the Governor.

D.P. SHARMA
Additional Secretary, Home

F.no. GOS/HOME-II/77/1.
NOTICE U/S 4(1) OF LAND ACQUISITION ACT OF 1894 (ACT 1 OF 1894)

Whereas it appears to the Governor that land is likely to be needed for a public purpose, not being a purpose of the Union namely for construction of SNT Petrol Pump at Bhalu Garage in the block of Zimchung, North District, it is hereby notified that a piece of land comprising cadastral plot No. 168 and measuring more or less 0.0740 hectare is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid block.

This notification is made, under the provision of Section 4(1) of Act 1 of 1894 to all whom it may concern.

A plan of the land may be inspected in the office of the District Collector, North, Mangan.

In exercise of the powers conferred by the aforesaid section the Governor is pleased to authorize the officers for time being engaged in the undertaking, with their servants and workmen, to enter upon and survey the land and do all other acts required or permitted by that section.

And whereas there is urgency to acquire the land, the Governor is further pleased to direct under section 17(4) that the provision of Section 5A of the Act shall not apply.

SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM,
GANGTOK.
NOTICE UNDER SECTION 4(1) OF
LAND ACQUISITION ACT. 1894 (ACT 1 OF 1894)

Whereas it appears to the Governor that additional land is likely to be needed for a public purpose, not being a purpose of the Union, namely for construction of Hydel Project by Power Department at Lachung Block, North Sikkim, it is hereby notified that a piece of additional land comprising cadastral plot No. 1438, measuring area more or less 0.2440 hectare, noted under the Schedule of properties below is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid block.

This notification is made under the provision of Section 4(1) of Act 1 of 1894 to all whom it may concerned.

A plan of the additional land may be inspected in the office of the District Collector, North, Mangan.

In exercise of the powers conferred by the aforesaid Section the Governor is pleased to authorize the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the additional land and do all other acts required or permitted by that Section.

And whereas there is emergency to acquire the additional land, the Governor is further pleased to direct under section 17(4) that the provision of Section 5A of the Act shall not apply.

SCHEDULE OF PROPERTIES.

<table>
<thead>
<tr>
<th>Plot No.</th>
<th>Area</th>
</tr>
</thead>
<tbody>
<tr>
<td>1438</td>
<td>.2440 hect.</td>
</tr>
</tbody>
</table>

BOUNDARIES.
EAST : Acquired land of Power Department.
WEST : Private holdings.
NORTH: Private holdings.
SOUTH: Acquired land of Power Department.

SECRETARY,
LAND REVENUE DEPARTMENT,
GOVERNMENT OF SIKKIM,
GANGTOK.
File No. 178/LR(S).
GOVERNMENT OF SIKKIM  
HOME DEPARTMENT  
GANGTOK  

NOTIFICATION

The Governor of Sikkim is pleased to declare the days specified in the following Schedule to be observed as holidays in all the Government Offices, Public Sector Undertakings and Educational Institutions under the Government of Sikkim during the year 2003.

SCHEDULE

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Holidays(s)</th>
<th>Date(s)</th>
<th>Day(s) of the week</th>
<th>No. of day(s)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>New Year’s Day Kagyed Dance</td>
<td>1st January</td>
<td>Wednesday</td>
<td>1</td>
</tr>
<tr>
<td>2.</td>
<td>Lossong</td>
<td>3rd to 7th January</td>
<td>Friday to Tuesday</td>
<td>5</td>
</tr>
<tr>
<td>3.</td>
<td>Nyenpa Guzom</td>
<td>8th &amp; 9th January</td>
<td>Wednesday &amp; Thursday</td>
<td>2</td>
</tr>
<tr>
<td>4.</td>
<td>Maghe Sankranti</td>
<td>14th &amp; 15th January</td>
<td>Tuesday &amp; Wednesday</td>
<td>2</td>
</tr>
<tr>
<td>5.</td>
<td>Republic Day</td>
<td>26th January</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>6.</td>
<td>Sonam Lhochar</td>
<td>2nd February</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>7.</td>
<td>Losar</td>
<td>3rd March</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>8.</td>
<td>Holi</td>
<td>18th March</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>9.</td>
<td>Ramnawami (Chaite Dasain)</td>
<td>11th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>10.</td>
<td>Dr. B. R. Ambedkar Jayanti</td>
<td>14th April</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>11.</td>
<td>Good Friday</td>
<td>18th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>12.</td>
<td>State Day</td>
<td>16th May</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>13.</td>
<td>Sakewa</td>
<td>23rd May</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>14.</td>
<td>Saga Dawa</td>
<td>14th June</td>
<td>Saturday</td>
<td>1</td>
</tr>
<tr>
<td>15.</td>
<td>Bhanu Jayanti</td>
<td>13th July</td>
<td>Sunday</td>
<td>1</td>
</tr>
</tbody>
</table>
16. Drukpa Tsheshi  2nd August  Saturday  1
17. Guru Rimpoche’s Trungkar Tsechu  7th August  Thursday  1
18. Tendong Lho Lho Faat  8th August  Friday  1
19. Independence Day  15th August  Friday  1
20. Janmasthami  20th August  Wednesday  1
21. Pang Lhabsol  10th September  Wednesday  1
22. Gandhi Jayanti  2nd October  Thursday  1
23. Durga Puja  3rd to 7th October  Friday to Tuesday  5
24. Laxmi Puja  25th to 28th October  Saturday to Tuesday  4
25. Lhabab Duechen  16th November  Sunday  1
26. Id-ul-Fitr  26th November  Wednesday  1
27. Teyongsi Sirijunga Sawan Tongnam  8th December  Monday  1
28. Kagyed Dance  22nd December  Monday  1
29. Lossong  24th to 28th December  Wednesday to Sunday  5
30. Christmas  25th December  Thursday  1
31. Nyenpa Guzom  28th & 29th December  Sunday & Monday  2
32. Tamu Lochar  30th December  Tuesday  1

II. In addition, Second Saturdays will be observed as holidays in all Government Offices, Public Sector Undertakings and Educational Institutions.

III. It is further declared that Labour Day on 1st May, 2003 shall be a restricted holiday which may be availed of by any employee on applications.

By Order and in the name of the Governor.

S. W. Tenzing,
Chief Secretary.

NOTIFICATION

It is hereby notified that the State Government has constituted a Monitoring Committee in the Department of Education for effective monitoring of civil works of the two Polytechnics namely Advance Technical Training Centre and Centre for Computers and Communication Technology, being established under the Third Technician Education Project of the World Bank.

II. The Committee shall comprise of the following officers:-
   (i) Project Director, SPIU
   (ii) Project Coordinator, (Civil Works), SPIU
   (iii) Additional Director Accounts, Education Deptt.
   (iv) Deputy Chief Architect, Buildings & Housing Deptt.

III. The Committee shall perform the following functions:-
   (i) Visit the site at least once a month.
   (ii) Verify the quality methods adopted at the site.
   (iii) Review the test reports and the cost of construction.
   (iv) Review the progress against predetermined schedule and the payments made to the contractor.
   (v) Suggest remedial actions.
   (vi) Submit report to SPIU who in turn shall forward the same to NPIU.

By Order.

D. Dahdul,
Commissioner-cum-Secretary.
NOTIFICATION

In pursuance of the directives of the Hon’ble Supreme Court of India in the matter of Vishaka & Others Vs State of Rajasthan and others, Writ Petition (Crl) Nos 666-70 of 1992 decided on August 13, 1997, the State Government of Sikkim is pleased to constitute a Committee to look into the complaints of sexual harassment to women workers at work places which includes service beneficiaries, patients, students, customers, clients, passengers, guests, lawyers, independent professionals, members of Judiciary, institution including the courts, vendors self employed women and also Free Trade Zones, Special Economic Zones and Multinationals Corporation consisting of the following members, namely:-


By Order and in the name of Governor.

T. D. Rinzing,
Secretary,
Labour Department.

F. No. GOS/DL/36(II)/91-92
NOTIFICATION

The State Government is pleased to constitute a “Purchase Committee” for I.P.R. Department consisting of the following Officers of the Department.

1. Director, IPR,
2. Joint Secretary (Adm), IPR,
3. Deputy Secretary (Adm)-cum-D&DO, IPR.

The “Purchase Committee” will verify the make, quality, model etc. of the items being purchased for the Department besides verifying their rates and cost vis-a-vis availability of fund in the budget.

D. DADUL,
Commissioner-cum-Secretary.

F. No. GOS/DL/36(II)/91-92
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REF. & TRG.
GANGTOK

NOTIFICATION

Whereas the Governor of Sikkim has deemed it expedient to absorb Shri Tshering Palphun Yongda who is presently holding the post of Private Secretary to Minister, Transport (hereinafter referred to as the said post) on contract basis;

And whereas under rule 5 of the Sikkim State Directorate and Miscellaneous Service Rules 1997, (hereinafter referred as the said rules), the provisions regarding appointment and posting to the said service are as follows:

“5. Appointment and Posting:

(1) All appointments to the cadre posts after the appointed day shall be made by the Governor by one of the methods as specified in rule 7 and save as provided in sub-rule (2) and (3), no cadre post shall be filled otherwise then by a member of the service.

(2) Any cadre post may be filled up as a temporary measure by a person from another department of the Government having the requisite qualification and experience, on deputation if the Government is satisfied that there is no suitable member of the Service available for filling up the post.

(3) Notwithstanding anything contadined in sub-rule (1) and 92), the Government shall have the right to fill up any cadre post by obtaining officers of similar service on deputation from the Central or other State Governrnments for any period of time.

(4) A member of the service may in public interest, be posted by Government to any cadre post or post under the Government outside the service or under any other Government or under an organisation on such terms and conditions as may be specified by the Government.

Provided that the Government may also appoint such other officers who are not members of any organised service and are already holding gazetted posts as member of this service under this rule within period of one year from the appointed day:
Provided further that the Government may also extend this period of one year if it considers necessary.”;

And whereas under rule 7 of the said rules, the method of recruitment to the cadre posts are as follows:

“7. Method of recruitment to the Service:

Subject to the provision of rule 4, any vacancy arising in the service, after the appointed day, shall be filled in the manner provided in Schedule II and Schedule II A”;

And whereas as per Schedule II A of the said rules, the recruitment to the said post shall be made as per the recruitment rules provided by the Government from time to time;

And whereas the method of recruitment to the said post is 100% by direct recruitment as prescribed by notification number 105/GEN/DOP dated 9.3.1999;

And whereas the said rules do not provide for method of absorption;

And whereas the State Government is of opinion that it is necessary or expedient to relax the provision relating to the method of recruitment prescribed in the said rules;

Now, therefore, in exercise of the powers conferred by rule 21 of the Sikkim State Directorate and Miscellaneous Service Rules 1997, the Governor of Sikkim is pleased to relax the provisions regarding appointment and posting and method of recruitment as prescribed under rules 5 and 7 of the said rules as one time relaxation to facilitate absorption of the said Shri Tshering Palphum Youngda in the State Directorate and Miscellaneous Service in consultation with the Sikkim Public Service Commission.

By Order and in the name of Governor.

D. Dahdul, IAS
Commissioner-cum-Secretary to the Government, Deptt. of Per., ADM., Ref. & Training.
Pursuant to item 2 (iii) of Annexure I of the Notification No. 518/Est-I/Edn dated 10.9.1999, it is notified that the teachers of colleges, who satisfy the conditions laid down by the UGC, from time to time, for placement in higher scale of pay under Career Advancement Scheme, shall also be required to satisfy the following conditions, namely,-

1. The teachers shall submit a self appraisal report in the prescribed form enclosed annually for each academic session. Report for each year should be submitted to the Principal of the College within one month from the date of close of academic session. The Principal shall record his remarks and keep the report in his custody.

2. The service period under consideration must be regular and if there is any absence during the period, the same must have been regularised according to relevant rules.

3. The performance of the teacher with regard to his duties shall have to be satisfactory and the same shall be assessed, inter-alia, in the following manner:-

   1. No. of days the College Number of days the Marks obtained by the teacher was open during the teacher attended the with regard to his attendance in preceding one year – (A) College- (B) the college (full marks15) 
      
      (B/A) X 15 =

   2. Number of classes taken by teacher –(D) Marks obtained by the
      teacher allotted to the teacher with regard to his attendance in 
      during the preceding one year –(C) the class (full marks15)
      
      (D/C) x 15 =
A. General Information

(a) Name

(b) Address (Residential)

RFORMANCE APPRAISAL REPORT-II*

SELF-APPRAISAL

A. General Information

(a) Name

(b) Address (Residential)

By Order.

D.K. PRADHAN
JOINT SECRETARY TO THE GOVERNMENT,
EDUCATION DEPARTMENT.

The screening Committee constituted for the purpose of recommending Career Advancement of the teachers shall examine the proposals and record their recommendations. The recommendations shall be forwarded to the Government in the Education Department through the Sikkim Public Service Commission.

A candidate must obtain at least 75% of the total marks to qualify for Career Advancement.
B. Teaching

(Letters have the following connotation in the table below:
L= No of lectures
T= No of tutorials
P= No of practical classes)

(a) Classes taught

<table>
<thead>
<tr>
<th>Class</th>
<th>Assigned per week</th>
<th>Periods Taught in the Year</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>L T/P</td>
<td>L T/P Steps taken for the teaching of periods missed during absence on leave.</td>
</tr>
</tbody>
</table>

B.A./BSc/B.Com(Pass)

B.A./B.Sc./B.Com(Hons)

M.A./M.Sc/M.Com. etc.

M.Phil.

Any other

(a) Regularity and Punctuality:
(b) Details of course teaching plan, synopsis of lectures, and reading lists supplied to students.
(c) Details of participation in the following:
   (i) University Evaluation:
   (ii) Internal Evaluation:
   (iii) Paper-setting:
(iv) Assessment of Home assignments:
(v) Conduct of Examinations:
(vi) Evaluation of Dissertation, etc.,

C. Details of Innovations/Contributions in Teaching during the year
(please use additional sheets if required. (Only relevant columns need be filled up)

(a) Design of Curriculum
(b) Teaching Methods
(c) Laboratory experiments
(d) Evaluation methods
(e) Preparation of resource material including books, reading materials, laboratory manual, etc.
(f) Remedial Teaching/Student Counseling (academic):
(g) Any other:

D. Improvement of Professional Competence:
(Details regarding refresher courses/orientation attended, participation in summer schools workshops, seminars, symposia, etc. including open university courses/M.Phil/Ph.D)

E. Research contributions:

(a) Number of students (M.Phil/Ph.D)
   At the beginning of the year    Registered during the year    Completed during the year
   M.Phil
   Ph.D.
   (b) No of research papers published (please enclose list):____________________
   (c) Patents taken, if any (Please give a brief description):
   (d) Membership of Professional Bodies, Editorship of Journals, etc.

F. Extension Work/ Community Service
(a) Please give a short account of your contribution to:
   (i) Community work such as values of National Integration, Secularism, democracy, socialism, humanism, peace, scientific, temper, flood/landslide/drought relief, small family norms, etc.
   (ii) National Literacy Mission.
   (b) Positions held/Leadership role played in organisations linked with Extension Work and National Service Scheme (NSS) or NCC or any other similar activity.

G. Participation in Corporate Life:

Please give a short account of your contribution to:
   (a) College/University/Institution
   (b) Co-curricular Activities
       (c) Enrichment of Campus Life (hotels, sports, games, cultural activities)
(d) Students Welfare and Discipline
(e) Membership/Participation Bodies/Committees on Education and National
(f) Professional Organisation of Teachers:

H. Assessment (Steps taken by you for evaluation of the course program taught)

I. General Data (State brief statement of your performance indicating (a) achievements, (b) difficulties faced and (c) suggestions for improvement):

Remark

A. General Information
B. Teaching
C. Details of Innovations/Contribution in Teaching during the year
D. Improvement of Professional Competence
E. Research Contributions
F. Extension Work/Community Services
G. Participation in Corporate Life

(Signature of the person authorised*)

*By a person to be nominated by Principal/Vice-Chancellor
NOTIFICATION


The Code of Professional Ethics for University and College Teachers and Regulation regarding minimum standards of Instructions issued by the University Grants Commission, annexed herewith, are hereby notified for strict implementation in all the Government Colleges. Breach of any Code of Professional Ethics and Instructions shall be viewed as misbehaviour and defaulters shall be liable to disciplinary action as per rules.

By Order.

D. K. Pradhan,
Joint Secretary to the Government,
Education Department.
I. Teachers and their Responsibilities

Whoever adopts teaching profession assumes the obligation to conduct himself/ herself in accordance with the ideals of the profession. A teacher is constantly under the scrutiny of his/her students and the society at large. Therefore, every teacher should see that there is no incompatibility between his precepts and practice. The national ideals of education which have already been set forth and which he/she should seek to inculcate among students must be his/ her own ideals. The profession further requires that the teachers should be calm, patient and communicative by temperament and amiable in disposition.

Teachers should
(i) adhere to a responsible pattern of conduct and demeanor expected of them
(ii) manage their private affair in a manner consistent with the dignity of the profession
(iii) seek to make professional growth continuous through study and research
(iv) express free and Grand opinion by participation at professional meetings, seminars, conferences etc. towards the contribution of knowledge
(v) maintain active membership of professional organisations and strive to improve education and profession through them.
(vi) Perform their duties in the form of teaching, tutorial, practical and seminar work conscientiously and with dedication
(vii) Co-operate and assist in carrying out functions relating to the educational responsibilities of the college and the university such as “assisting in appraising applications for admission, advising and counselling students as well as assisting in the conduct of university and college examinations, including supervision, invigilation and evaluation” and
(viii) Participate in extension, co-curricular and extra curricular activities including community service.

II. Teachers and Students

 Teachers should
(i) respect the right and dignity of the students in expressing his/her opinion
(ii) deal justly and impartially with students regardless of their religion, caste, political, economic, social and physical characteristics
(iii) recognise the difference in aptitude and capability among students and strive to meet their individual needs
(iv) encourage students to improve their attainments, develop their personalities and at the same time contribute to community welfare
(v) inculcate among students scientific outlook and respect for physical labour and ideals of democracy, patriotism and peace
(vi) be affectionate to the students and not behave in a vindictive manner towards any of them for any reason
(vii) pay attention to only the attainment of the students in the assessment of merit
(viii) make themselves available to the students even beyond their class hours and help and guide students without any remuneration or reward
(ix) aid students to develop an understanding of our national heritage and national goals and
(x) refrain from inciting students against other students, colleagues or administration.

III. Teachers and Colleagues
Teachers should
(i) treat other member of the profession in the same manner as they themselves wish to be treated
(ii) speak respectfully of other teachers and render assistance for professional betterment
(iii) refrain from lodging unsubstantiated allegations against colleagues to higher authorities
(iv) refrain from allowing considerations of caste, creed, religion, race or sex in their professional endeavour.

IV. Teachers and Authorities

Teachers should
(i) discharge their professional responsibilities according to the existing rules and adhere to procedures and methods consistent with their profession in initiating steps through their own institutional bodies and/or professional organisations for change of any such rule detrimental to the professional interest
(ii) refrain from undertaking any other employment and commitment including private tuition and coaching classes which are likely to interfere with their professional responsibilities
(iii) co-operate in the formulation of policies of the institution by accepting various offices and discharge responsibilities which such offices may demand
(iv) co-operate through their organisations in the formulations of the other institutions and accept offices
(v) co-operate with the authorities for the betterment of the institutions keeping in view the interest and in conformity with dignity of the profession
(vi) adhere to the conditions of contract
(vii) give and expect due notice before a change of position is made and
(viii) refrain from availing themselves of leave except on unavoidable grounds and as far as practicable with prior intimation, keeping in view their particular responsibility for completion of academic schedule.

V. Teachers and Non-Teaching Staff

(i) Teachers should treat the non-teaching staff as colleagues and equal partners in a cooperative undertaking, within every educational institution
(ii) Teachers should help in the function of joint staff-councils covering both teachers and the non-teaching staff.

VI. Teachers and Guardians

Teachers should try to see through teachers’ bodies and organisations that the institutions maintain contact with the guardians of their students, and reports of their performance to the guardians whenever necessary and meet the guardians in meetings convened for the purpose for mutual exchange of ideas and for the benefit of the institution.

VII. Teachers and Society

Teachers should
(i) recognise that education is a public service and strive to keep the public informed of the educational program which are being provided
(ii) work to improve education in the community and strengthen the community’s moral and intellectual life
(iii) be aware of social problems and take part in such activities as would be conducive to the progress of society and hence the country as a whole
(iv) perform the duties of citizenship, participate in community activities and shoulder responsibilities of public offices
(v) refrain from taking part in or subscribing to or assisting in any way activities which tend to promote feeling of hatred or enmity among different communities, religions or linguistic groups but actively work for National Integration.

UGC Regulations, 1998, regarding Minimum Standards of Instruction
{Ref. No. F1-117/83(CP) dated Dec., 1998}

The Universities/ Colleges must observe at least 180 actual teaching days, i.e., there should be a minimum of 30 weeks of actual teaching in a 6-day week. Of the remaining period, 12 weeks may be devoted to admission and examination activities, and non-instructional days (e.g. for sports, college day, etc.). If the university adopts a 5 day week pattern, then the number of weeks should be increased correspondingly to ensure equivalent of 30 weeks with a 6 day week. The above is summarised as follows:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Items</th>
<th>No. of weeks to be assigned</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Teaching</td>
<td>University: 30 (180 days)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>College: 30 (180 days)</td>
</tr>
<tr>
<td>2</td>
<td>Admissions/ Examinations</td>
<td>University: 12</td>
</tr>
<tr>
<td></td>
<td></td>
<td>College: 10</td>
</tr>
<tr>
<td>3</td>
<td>Public Holidays (to increase and adjust teaching day accordingly)</td>
<td>University: 2</td>
</tr>
<tr>
<td></td>
<td></td>
<td>College: 2</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td>University: 52</td>
</tr>
<tr>
<td></td>
<td></td>
<td>College: 52</td>
</tr>
</tbody>
</table>

The workload of the teacher in full employment should not be less than 40 hours a week for 30 weeks (180 teaching days) in an academic year. It should be necessary for the teacher to be available for at least 5 hours daily in the University/ College for which necessary space and infrastructure should be provided by the University/ college.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG
GANGTOK

No.88/GEN/DOP. Date : 13.11.2002.

NOTIFICATION

The Governor is pleased to constitute a Human Institutional Development Core Group consisting of the following Officers with immediate effect:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name</th>
<th>Designation</th>
<th>Department</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Ms. Namrata Thapa</td>
<td>Dy. Secretary</td>
<td>Social Welfare</td>
</tr>
<tr>
<td>4.</td>
<td>Ms. Deepa Rani Thapa</td>
<td>Dy. Secretary</td>
<td>Social Welfare</td>
</tr>
<tr>
<td>5.</td>
<td>Mrs. Bharati</td>
<td>Addl. Director</td>
<td>Science &amp; Technology</td>
</tr>
<tr>
<td>6.</td>
<td>Mr. Tsewang Penzo Pazo</td>
<td>Assistant Director</td>
<td>SPIU, World Bank Project</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Tech. Education</td>
</tr>
<tr>
<td>7.</td>
<td>Dr. Kalpana Pradhan</td>
<td>Dy. Director</td>
<td>AH &amp; VS</td>
</tr>
<tr>
<td>8.</td>
<td>Dr. Tilottama Bajgain</td>
<td>Vety. Officer</td>
<td>AH &amp; VS</td>
</tr>
<tr>
<td>9.</td>
<td>Mr. Tilak Gazmer</td>
<td>HFRO</td>
<td>Horticulture</td>
</tr>
<tr>
<td>10.</td>
<td>Mr. Padam Subba</td>
<td>HFRO</td>
<td>Horticulture</td>
</tr>
<tr>
<td>11.</td>
<td>Mr. Tshering Thendup Bhutia</td>
<td>HFRO</td>
<td>Horticulture</td>
</tr>
<tr>
<td>12.</td>
<td>Dr. R. K. Tamang</td>
<td>Managing Director</td>
<td>Sikkim Milk Union</td>
</tr>
<tr>
<td>13.</td>
<td>Mr. Phutchung Bhutia</td>
<td>Research Officer</td>
<td>Rural Development</td>
</tr>
<tr>
<td>14.</td>
<td>Dr. Ghanashyam Sharma</td>
<td>Project Executive, AH</td>
<td>Indo Swiss Project Sikkim</td>
</tr>
<tr>
<td>15.</td>
<td>Ms. Priya Shrestha</td>
<td>Program Officer,</td>
<td>RDD Indo Swiss Project</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Sikkim</td>
</tr>
</tbody>
</table>

The term of reference of the Human Institutional Development core Group is annexed herewith.

By Order and in the name of Governor.

D. Dahdul, IAS
Commissioner-cum-Secretary to the Government of Sikkim
Department of Per. Adm. Ref. & Trg.
Sikkim

Government Gazette

Extra Ordinary
Published by Authority

Gangtok, Thursday, 21st November 2002 No. 374

Department of Education
Government of Sikkim
Gangtok


Notification

It is hereby notified that in partial modification of Notification No. GOS/TECHED/2001/II(2)/75 dated 2nd May, 2002 in respect of constitution of the Monitoring Committee in the Department of Education for effective monitoring of civil works of the two Polytechnics namely Advance Technical Training Centre and Centre for Computers and Communication Technology, being established under the World Bank assisted Third Technician Education Project, it is hereby further notified that the Chief Engineer in the Education Department shall also be a Member of the said Monitoring Committee.

By Order.

R. S. Basnet,
Principal Secretary.
NOTIFICATION

Whereas the State Government has decided to set up a Pilgrimage-cum-Cultural Centre at Solophok, South Sikkim and as such, in order to ensure that the project is taken up earnestly and in proper co-ordination between the various departments, the State Government is pleased to constitute a State Level Committee consisting of the following members:-

1. Hon’ble Minister, Rural Development Department - Chairman.
2. Principal Secretary, Finance Department - Member.
3. Secretary, Rural Development Department - Member
4. Secretary, Ecclesiastical Department - Member
5. Secretary, Buildings & Housing Department - Member
6. Chief Engineer, Rural Development Department - Member Secretary.

The terms of reference of the Committee shall be as follows :-

1. Ensure spelling out in concrete terms the concept behind the project by preparing the Project Report.
2. Advice the Project Implementation Committee on the technical aspect of the project.
3. Recommend to the Government the mode of implementation and the type of structures that shall be constructed.
4. Examine and recommend the designs of the structures.
5. Identify/ appoint resource personnel, if felt necessary, for implementation of the project.
6. Ensure timely financial clearance/ concurrence and other clearances.
7. Take on the over-all responsibility for co-ordination and supervision of the project.
8. Undertake any other matter related to the execution of the project.

R. ONGMU, IAS
Secretary to the Government of Sikkim,
Rural Development Department.
NOTIFICATION

Whereas the State Government has decided to set up a Pilgrimage-cum-Cultural Centre at Solophok, South Sikkim and that a Project Implementation Committee is deemed to be necessary to ensure the timely execution of the project. The State Government accordingly, constitutes the afore-mentioned Committee with the following members:

1. Secretary, Rural Development Department - Chairman.
2. Special Secretary, Ecclesiastical Department - Member.
3. Special Secretary, Land Revenue Department - Member
4. Chief Engineer, Rural Development Department - Member
5. District Collector, South District. - Member
6. Superintendent Enginee, (South/West), Rural Development Department - Member Secretary.

The terms of reference of the Committee shall be as follows:

1. It shall be responsible for the timely execution of the project as per drawings and designs approved by the State Government.
2. It shall monitor and supervise the works on a regular basis to ensure quality and timely completion of the project.
3. It shall keep the State Level Committee apprised of the progress of the work on a regular basis.

R. ONGMU, IAS
Secretary to the Government of Sikkim,
Rural Development Department.
It is hereby notified for information of all concerned that the reimbursement rate of hire charge to Private carriages operating under SNT is revised as under:

1. Private Trucks - Rs. 4.45 per MT/KM
2. Private Tankers - Rs. 4.20 per MT/KM

The revised rates will be effective from 15.12.2002.

By Order.

T. W. BARPHUNGPA, IAS
Principal Secretary,
Transport Department,
SNT Division.
NOTIFICATION

It is hereby notified for information of all concerned that the freight of goods transported by SNT is revised as under:

1. Freight for all destination - Rs. 5.90 per MT/KM
2. Freight for POL products transported by Tankers - Rs. 6.00 per KL/KM

Note: (a) Freight for materials more than 15 feet in length 40% extra over normal rate will be charged.
   (b) Minimum chargeable load in 5 M.T.
   (c) Minimum chargeable distance for local trucks is 20 K.M.

The revised rates will be effective from 15.12.2002.

By Order.

T. W. BARPHUNGPA, IAS
Principal Secretary,
Transport Department,
SNT Division.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG
GANGTOK

No.89/GEN/DOP.

Date : 18.11.2002.

NOTIFICATION

The Governor is pleased to approve the creation of one Ex-Cadre post of Deputy Inspector General of Police in the scale of Rs. 16400-450-2000 under Rule 9 of the Indian Police Service (Pay) Rules, 1954 with immediate effect.

By Order and in the name of Governor.

D. Dahdul, IAS
Commissioner-cum-secretary to the Govt. of Sikkim,
Department of Per. Adm. Ref. & Trg.
NOTIFICATION

The Governor is pleased to sanction the creation of two posts of Lecturers for introduction of Honours Course in the Sikkim Government Degree College, Tadong with immediate effect.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Post</th>
<th>Subject</th>
<th>No. of post</th>
<th>Scale of Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Lecturer</td>
<td>Economics</td>
<td>01</td>
<td>Rs. 8000-275-13500</td>
</tr>
<tr>
<td>2.</td>
<td>Lecturer</td>
<td>Mathematics</td>
<td>01</td>
<td>Rs. 8000-275-13500</td>
</tr>
</tbody>
</table>

Total 02 Posts

The expenditure on the above will be met from the Head of Account.

R. P. Tripathy
Joint Director (Planning).
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK

No. 57/Home/2002.  

Date : 22.11.2002.

NOTIFICATION

In exercise of the powers conferred by Sub-Section 3 of Section (1) of the Sikkim State Commission for Women Act, 2001, the State Government hereby appoints 21st day of October, 2002 as the date on which the said Act shall come into force.

By Order.

K. N. Lepcha,
Special Secretary,
Home Department.
F. No. 111(8) WCD/98
NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 3 of the Sikkim State Commission for Women Act, 2001, the State Government is hereby pleased to constitute the Sikkim State Commission for Women to exercise the powers conferred on and to perform the functions assigned to it under the Act, consisting of the following members, namely:-

1. Ms. Chandrakala Cintury, IAS
   Principal Secretary,
   Social Welfare Department,
   Government of Sikkim. : Chairperson
2. Ms. Bishnu Subba,
   Pakyong, East District : Member
3. Ms. Kipu Tshering Lepcha,
   Chandmari, Gangtok : Member
4. Mrs. U. Kumari Gurung, Burtuk : Member
5. Smt. Dawki Bhutia, Rinchenpong, West District : Member
6. Smt. Kavita Chettri, Rongli, East District : Member
7. Shri A. J. Sharma, Advocate : Member
8. Ms. Namrata Thapa, Deputy Secretary,
   Social Welfare Department (WCD) : Member-Secretary

By Order.

K. N. LEPCHA,
SPECIAL SECRETARY (HOME).
GOVERNMENT OF SIKKIM

DEPARTMENT OF ECCLESIASTICAL AFFAIRS

GANGTOK

No. 920/E.A.  Date: 22.11.2002.

NOTIFICATION

The State Government is pleased to announce that in keeping with the Sikkimese tradition, Ecclesiastical Affairs Department will henceforth offer official condolences comprising of a Khada and Token cash not exceeding Rs. 1,000/- (Rupees one thousand) only on the demise of the Heads of recognized Monasteries and other religious institutions in the States.

C. L. Denzongpa,  
Secretary,  
Ecclesiastical Affairs Department.  
F. No. 67/EA/East/98-99
NOTIFICATION

It is hereby notified for general information that 13.12.2002 shall be observed as a holiday in the Registry of this High Court.

Registrar General.
NOTIFICATION

In this Department Notification No. GOS/112/03/GEN/DOP dated 19.4.1999, for item 2, viz. Mr. T. P. Koirala, Additional Director, Finance Department, the following shall be substituted:-

1. Mrs. Januki Pradhan, Joint Secretary, Finance Department”.

By Order.

C. L. Sharma,
Addl. Secy. to the Government,
Deptt. of Per., Adm., Ref., & Trg.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS AND TRG.
GANGTOK

No. 92/GEN/DOP. Date: 25.11.2002.

NOTIFICATION

In this Department Notification No. 47/GEN/DOP dated 23.11.2000, for item 3, viz. Mr. T. P. Koirala, Director, Finance Department, (nominee of the Principal Secretary, Finance), the following shall be substituted:-

1. “Mrs. Januki Pradhan, Joint Secretary, Finance Department (nominee of the Principal Secretary, Finance).

By Order.

C. L. Sharma,
Addl. Secy. to the Government,
Deptt. of Per., Adm., Ref., & Trg.
NOTIFICATION

In partial modification of Notification No. 45/G/DOP dated 12.9.97, Mrs. Januki Pradhan, Joint Secretary, Finance Department is hereby nominated as a Member of the Departmental Promotion Committee pertaining to crossing of probation period, confirmation of service and grant of advancement grade in place of Shri T. P. Koirala.

By Order.

C. L. Sharma,
Addl. Secy. to the Government,
Deptt. of Per., Adm., Ref., & Trg.
NOTIFICATION

Corrigendum to Notification No. 06/SEC/2002 dated 21st September, 2002 published in official Gazette No. 282 of 21st September, 2002, the name of candidate declared elected uncontested to 11-Hee Pechrek (UR) West District have been wrongly printed as Bhakta Bhadur Rai which should be read as Bhakta Bhadur Bhista.

Secretary,
State Election Commission.
In exercise of the powers conferred by section 17 of the Sikkim Panchayat Act, 1993 read with the Sikkim Panchayat (Amendment) Act, 1995 (Act No. 10 of 1995) and rule 6 of the Sikkim (Delimitation of Gram Panchayat and Zilla Panchayat and reservation of seats in Gram panchayat and Zilla Panchayat) Rules, 1997, the Government of Sikkim has been pleased to declare the reservation of seats of Sabhapati and Up-Sabhapati of Gram Panchayats as per table below:-

<table>
<thead>
<tr>
<th>District</th>
<th>No. &amp; Name of Gram Panchayat</th>
<th>Reservation of Sabhapati</th>
<th>Up-Sabhapati</th>
</tr>
</thead>
<tbody>
<tr>
<td>WEST</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.</td>
<td>Karchi Mangnam</td>
<td>OBC</td>
<td>ST(W)</td>
</tr>
<tr>
<td>2.</td>
<td>Dhupidara- Narkhola</td>
<td>OBC</td>
<td>SC</td>
</tr>
<tr>
<td>3.</td>
<td>Kongri Labdang</td>
<td>OBC</td>
<td>OBC (W)</td>
</tr>
<tr>
<td>4.</td>
<td>Tashiding</td>
<td>UR</td>
<td>ST</td>
</tr>
<tr>
<td>5.</td>
<td>Arithang Chongrang</td>
<td>UR</td>
<td>OBC</td>
</tr>
<tr>
<td>6.</td>
<td>Gerethang</td>
<td>UR</td>
<td>OBC</td>
</tr>
<tr>
<td>7.</td>
<td>Yuksom</td>
<td>ST</td>
<td>OBC (W)</td>
</tr>
<tr>
<td>8.</td>
<td>Thingle-Khachodpalri</td>
<td>UR</td>
<td>OBC (W)</td>
</tr>
<tr>
<td>9.</td>
<td>Melli</td>
<td>OBC</td>
<td>ST</td>
</tr>
<tr>
<td>10.</td>
<td>Darap</td>
<td>UR (W)</td>
<td>ST</td>
</tr>
<tr>
<td>11.</td>
<td>Singyang Chongphong</td>
<td>ST</td>
<td>ST(W)</td>
</tr>
<tr>
<td>12.</td>
<td>Yangten</td>
<td>ST (W)</td>
<td>UR (W)</td>
</tr>
<tr>
<td>13.</td>
<td>Gyalshing-Omchung</td>
<td>UR</td>
<td>ST</td>
</tr>
<tr>
<td>No.</td>
<td>Name</td>
<td>ST (W)</td>
<td>UR</td>
</tr>
<tr>
<td>-----</td>
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</tr>
<tr>
<td>14</td>
<td>Kyongsa</td>
<td></td>
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<tr>
<td>15</td>
<td>Yangthang</td>
<td></td>
<td></td>
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<tr>
<td>16</td>
<td>Lingchom Tikjya</td>
<td></td>
<td></td>
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<tr>
<td>17</td>
<td>Sardong-Lungzik</td>
<td></td>
<td></td>
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<tr>
<td>18</td>
<td>Bongten Sapong</td>
<td></td>
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</tr>
<tr>
<td>19</td>
<td>Karmatar-Gayten</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>Maneybung Sopakha</td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Dentam</td>
<td></td>
<td></td>
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<tr>
<td>22</td>
<td>Sangkhu Radukhandu</td>
<td></td>
<td></td>
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<tr>
<td>23</td>
<td>Hee</td>
<td></td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>Pechrek-Martam</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>Barnyak-Barthang</td>
<td></td>
<td></td>
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<tr>
<td>26</td>
<td>Chingthang</td>
<td></td>
<td></td>
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<tr>
<td>27</td>
<td>Sangadorji</td>
<td></td>
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</tr>
<tr>
<td>28</td>
<td>Tadong Rinchenpong</td>
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<td></td>
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<tr>
<td>29</td>
<td>Samdong</td>
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R. ONGMU, IAS
Secretary to the Government of Sikkim,
Rural Development Department.
In exercise of the powers conferred by Section 20 of the Code of Criminal Procedure, 1973 (2 of 1974), Shri Phurba Wongden Lepcha shall be deemed and deemed always to have been appointed by the State Government to be the Sub-Divisional Magistrate, North for the purpose of the said Code from the date of his assumption of the charge of Sub-Divisional Magistrate, North.

By Order.

K. N. LEPCHA,
SPECIAL SECRETARY, HOME.
### CORRIGENDUM TO NOTIFICATION NO. 35(11) 2002-03/18/RDD/P. DATED 30.11.2002.

For the existing entries in Notification No.35(11) 2002-03/18/RDD/P. dated 30.11.2002, the following entries may be substituted:

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<tr>
<td>1. West</td>
<td>8. Thingle Khachodpalri</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>14. Kyongsa</td>
<td>SC</td>
</tr>
<tr>
<td>(W)</td>
<td>16. Lingchom Tikjyee</td>
<td>ST</td>
</tr>
<tr>
<td></td>
<td>30. Deythang</td>
<td>-</td>
</tr>
<tr>
<td></td>
<td>31. Takothang</td>
<td>UR</td>
</tr>
<tr>
<td>2. South</td>
<td>37. Wok Omchu</td>
<td>OBC</td>
</tr>
<tr>
<td>(W)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. East</td>
<td>8. Rhenock Tarpin</td>
<td>ST (W)</td>
</tr>
</tbody>
</table>

R. ONGMU, IAS  
Secretary to the Govt. of Sikkim,  
Rural Development Department.
In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor is hereby placed to make the following rules further to amend the Junior Engineer (Electrical) Recruitment Rules, 1993, namely:-

1. (1) These rules may be called the Junior Engineer (Electrical) Amendment Rules, 1993.
   (2) They shall come into force at once.

2. In the Junior Engineer (Electrical) Recruitment Rules, 1993, in the Schedule, under column 7,-
   (i) in clause (a) after the word “equivalent”, the words “with three years experience” shall be inserted;
   (ii) the words “Desirable : Field experience of one year” shall be omitted.

By Order and in the name of the Governor.

D. DAHDUL, IAS
Commissioner-cum- Secretary to the Government,
Department of Personnel, ADM. Reforms & Training.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK

No. 99/GEN/DOP. Date the 9th December, 2002.

NOTIFICATION

The Governor of Sikkim is pleased to sanction creation of one District and Sessions Court (Special Division-II) for the State of Sikkim in addition to the Existing Court of District & Sessions Judge (Special Division) and also for creation of the following posts for setting up the new Court with immediate effect:-

OFFICE OF THE DISTRICT AND SESSIONS COURT (SPECIAL DIVISION-II).

I. Sl.
No. Name of the Posts No. of Post Pay Scale
1. District and Sessions Judge 01 Rs. 10650-325-15850
2. Peshkar 01 Rs. 4500-135-7200
3. Stenographer Grade- I 01 Rs. 5500-175-9000
4. Upper Division Clerk 01 Rs. 4000-100-6000
5. L.D.A.-cum-Typist 01 Rs. 3400-85-5100
6. Peon 01 Rs. 2850-55-4170
7. Driver 01 Rs. 3200-80-4800

II. The post as indicated at Sl. No. I shall be filled up by a member of Sikkim Superior Judicial Service and the existing post of Joint Legal Remembrancer-cum-Joint Secretary, Law Department is hereby abolished.

III The posts mentioned at Sl. Nos. 2 to 7 shall be filled up through redeployment from the surplus staff serving in judiciary or from other Government Departments.

The expenditure shall be debitable to budget head ‘2014 - Admn. of Justice, 00-105 Civil & Sessions Court, 61 District & Sessions Court, East & North, 61.00.13- Office Expenses in Supplementary Demand.

By Order

D.
DAHDUL, IAS
Commissioner-cum-Secretary
Department of Personnel, ADM. Reforms & Training.
GOVERNMENT OF SIKKIM
DEPARTMENT OF AGRICULTURE
GANGTOK

No.227/IP/Ag.
2002.  

Date the 9th December,

NOTIFICATION

The Government of Sikkim is pleased to allow the SIMFED to charge 3% commission for the distribution of fertilizers in the State of Sikkim, with immediate effect.

By Order

M.C. Khati
Director Agriculture
NOTIFICATION

The Governor is pleased to sanction the creation of the following posts in the Government Degree College, Namchi, South Sikkim, with immediate effect as indicated below:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Post</th>
<th>Subject</th>
<th>No. of Post</th>
<th>Scale of Pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Lecturer</td>
<td>Nepali</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>2</td>
<td>Lecturer</td>
<td>English</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>3</td>
<td>Lecturer</td>
<td>Pol. Science</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>4</td>
<td>Lecturer</td>
<td>Geography</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>5</td>
<td>Lecturer</td>
<td>Economics</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>6</td>
<td>Lecturer</td>
<td>Education</td>
<td>01</td>
<td>Rs.8000-275-12000</td>
</tr>
<tr>
<td>7</td>
<td>Lecturer</td>
<td>History</td>
<td>01</td>
<td>Rs. 8000-275-12000</td>
</tr>
<tr>
<td>8</td>
<td>Physical Edn. Instructor</td>
<td>-</td>
<td>01</td>
<td>Rs. 5500-175-9000</td>
</tr>
<tr>
<td>9</td>
<td>Chowkidar</td>
<td>-</td>
<td>01</td>
<td>Rs. 2850-55-4170</td>
</tr>
<tr>
<td>10</td>
<td>Peon</td>
<td>-</td>
<td>01</td>
<td>Rs. 2850-55-4170</td>
</tr>
<tr>
<td>11</td>
<td>Safai Karmachari</td>
<td>-</td>
<td>01</td>
<td>Rs. 2850-55-4170</td>
</tr>
</tbody>
</table>

Total- Teaching and Non-Teaching Staff 11

The proposed expenditure will be debitable to the following Head of Accounts:
2202-03-03.103-68-68.00.01: Salaries (Plan) Government Degree College, Namchi.

By Order

R.S. BASNET,
Principal Secretary, Education.
NOTIFICATION

It is hereby notified for information of all concerned that the revised rate of fare of SNT City Runner and School Bus services is as under:-

<table>
<thead>
<tr>
<th>SERVICE:</th>
<th>RIVISED RATE OF FARE</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>A) CITY RUNNER SERVICE</strong></td>
<td></td>
</tr>
<tr>
<td>1. Gangtok - Deorali</td>
<td>Rs. 4/-</td>
</tr>
<tr>
<td>2. Gangtok - Tadong</td>
<td>Rs. 5/-</td>
</tr>
<tr>
<td>3. Gangtok - 6th Mile</td>
<td>Rs. 6/-</td>
</tr>
<tr>
<td>4. Gangtok - Ranipool</td>
<td>Rs. 8/-</td>
</tr>
<tr>
<td>5. Gangtok - Jalipool</td>
<td>Rs. 9/-</td>
</tr>
<tr>
<td><strong>B) GOVT. EMPLOYEES BUS SERVICE:</strong></td>
<td></td>
</tr>
<tr>
<td>1. Pakyong (to &amp; fro)</td>
<td>Rs. 780/-</td>
</tr>
<tr>
<td>2. Sang</td>
<td>Rs. 720/-</td>
</tr>
<tr>
<td>3. Ranka</td>
<td>Rs. 720/-</td>
</tr>
<tr>
<td>4. Kayathang/ Sajong</td>
<td>Rs. 600/-</td>
</tr>
<tr>
<td>5. Aho</td>
<td>Rs. 420/-</td>
</tr>
<tr>
<td>6. Setipool</td>
<td>Rs. 360/-</td>
</tr>
<tr>
<td>7. 6th Mile</td>
<td>Rs. 300/-</td>
</tr>
<tr>
<td>8. Tadong (one way)</td>
<td>Rs. 120/-</td>
</tr>
<tr>
<td>9. Deorali</td>
<td>Rs. 120/-</td>
</tr>
<tr>
<td>10. C.W.C</td>
<td>Rs. 120/-</td>
</tr>
<tr>
<td><strong>C) SCHOOL BUS:</strong></td>
<td></td>
</tr>
<tr>
<td>1. Penlong (One Way)</td>
<td>Rs. 180/-</td>
</tr>
<tr>
<td>2. Enchey</td>
<td>Rs. 120/-</td>
</tr>
<tr>
<td>3. Holy Cross (To &amp; fro)</td>
<td>Rs. 300/-</td>
</tr>
<tr>
<td>4. Assam Linzey</td>
<td>Rs. 720/-</td>
</tr>
<tr>
<td>5. Ranipool</td>
<td>Rs. 360/-</td>
</tr>
<tr>
<td>6. Central School (One way)</td>
<td>Rs. 120/-</td>
</tr>
<tr>
<td>7. Rangpo-C. Pradhan (to &amp; fro)</td>
<td>Rs. 600/-</td>
</tr>
<tr>
<td>8. Rangpo-SMC</td>
<td>Rs. 180/-</td>
</tr>
</tbody>
</table>
9. Singtam ATTC "
   Bardang  Rs. 15,000/-
10. Gyalshing- Pelling "
   Rs. 300/-
11. Jorethang - Namchi "
   Rs. 460/-
12. Namchi- Damthang "
   Rs. 12,000/-

The revised rates will be effective from 15.12.2002.

By Order

T.W.
BARPHUNGPA, IAS
Principal
Secretary,
Transport Department (SNT) Division)
The Governor is pleased to upgrade 6 (Six) posts of Safaikarmachari and redesignate them as Driver, Grade-III in the scale of Rs. 3200-80-4800 in the Urban Development and Housing Department with immediate effect.

The creation of post of Safaikarmachari shall not be entertained in future.

This issues with concurrence of Finance Department.

By Order and in the name of the Governor

C.L. SHARMA,
Additional Secretary to the Government,

Department of Personnel, A.R. & Training.
In accordance with the provisions of the Lotteries (Regulation) Act, 1998, the results of the weekly online lotteries (Thunderball and Super Lotto) for the month of November, 2002 conducted by Sikkim State Lotteries, Finance Department are hereby notified for information of the general public.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Dated</th>
<th>Draw No.</th>
<th>Results</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>7.11.2002</td>
<td>3rd</td>
<td>04, 19, 08, 32, 38, 09</td>
</tr>
<tr>
<td>2.</td>
<td>14.11.2002</td>
<td>34th</td>
<td>46, 25, 26, 07, 24, 42</td>
</tr>
<tr>
<td>3.</td>
<td>21.11.2002</td>
<td>35th</td>
<td>10, 25, 30, 37, 03, 33</td>
</tr>
<tr>
<td>4.</td>
<td>28.11.2002</td>
<td>36th</td>
<td>46, 06, 37, 18, 44, 24</td>
</tr>
</tbody>
</table>

Sikkim Thunderball Weekly Lottery.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Dated</th>
<th>Draw No.</th>
<th>Results</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>4.11.2002</td>
<td>16th</td>
<td>36, 40, 29, 01, TB 15</td>
</tr>
<tr>
<td>2.</td>
<td>11.11.2002</td>
<td>17th</td>
<td>05, 02, 25, 39, 22, TB</td>
</tr>
<tr>
<td>3.</td>
<td>18.11.2002</td>
<td>118th</td>
<td>40, 41, 27, 31, 12 TB</td>
</tr>
<tr>
<td>4.</td>
<td>26.11.2002</td>
<td>19th</td>
<td>39, 41, 13, 34, 02 TB</td>
</tr>
</tbody>
</table>
EXCISE (ABKARI) DEPARTMENT
GOVERNMENT OF SIKKIM

No. 44/EX (ABK)                                          Dated the 13th December, 2002.

NOTIFICATION

In exercise of the powers conferred by serial number VI of the Schedule to the Sikkim Excise (Prohibited Sites for liquor shops) Rules, 1996, the State Government hereby notifies the following to amend the notification number 38/Ex (Abk) dated 3.9.2002, published in Extraordinary Gazette number 295 dated the 9th September 2002, namely:-

1. In the said notification, under the heading “East District”, after serial number 22, the following serial numbers and the entries relating thereto shall be inserted, namely:-

```
23  5 Marchak (Aapdara)
     Lower Tintek
24  7 West Rongyek
```

M.K. PRADHAN,
Commissioner,
Excise (Abk) Department,
Government of Sikkim.
GOVERNMENT OF SIKKIM
FINANCE DEPARTMENT
GANGTOK
No. 07/FIN/ACCTT. Dated the 16th December, 2002.

NOTIFICATION

Government of Sikkim notifies the issue of 6.8 per cent Sikkim State Development Loan 2012 of 10 year tenure for an aggregate amount of Rs. 03.89 crores (nominal).

1. Object of the Loan:
   (i) The Proceeds of the loan will be utilised for expenditure and development Schemes.
   (ii) The consent of Central Government has been obtained to the floatation of this Loan as required by Article 293 (3) of the Constitution of India

2. Nomenclature:
   The Loan offered for subscription is 6.8 per cent Sikkim State Development Loan 2012.

3. Method of issue:
   I. The State Government Loan will be sold through the Reserve Bank of India Guwahati (Name of the local PDO) and Mumbai.
   II. The sale will be on tap during banking hours from 23rd December 2002. Reserve Bank of India reserves the right to close the sale any time during or after the close of banking hours on or after 23rd December 2002 if it deems it appropriate and necessary to do so having regard to the borrowing requirement of Government of Sikkim and subscriptions already received at that time.
   III. Reserve Bank of India will have the discretion to accept or reject any or all applications either wholly or partially if it deems it appropriate do so, without assigning any reason at the time of closure of sale.
   IV. If partial allotment is required to be made due to over subscription, excess subscription will be refunded by the Reserve Bank of India to the respective subscribers as soon as possible and no interest will be paid on the amount so refunded.
4. **Rate of interest**

The loan will bear interest at 6.8 percent per annum from 23rd December 2002. The interest will be paid half-yearly on 23rd June and 23rd December each year.

5. **Application Form**

I. Applications for purchase of Sikkim Government Loan should be submitted by interested persons in the prescribed form of application that may be obtained from the Public Debt Office of the Reserve Bank of India Guwahati (Name of the local PDO) and Mumbai.

II. The Application Form, duly filled in, together with payment therefore in cash or by Demand Draft/Bankers’ Pay Order drawn payable to Reserve Bank of India/cheque drawn on account with RBI., at the place where the application is tendered should be submitted to the concerned office during the banking hours on the days specified above subject to the conditions as stipulated and also by the terms and conditions as included in the prescribed form of application. The payment will include accrued interest on the nominal value of loan applied for from the date of commencement of tenure of the loan.

6. **Issue Price**

6.8% Sikkim State Development loan, 2012 will be issued at par i.e. Rs. 100.

7. **Commencement of the tenure**

The tenure of the loan will commence from 23rd December 2002.

8. **Date of repayment:**

The Loan will be repaid at par on 23.12.2012 at the Public Debt Office of the Reserve Bank of India at which they are registered.

9. **Other terms and conditions**

The other terms and conditions will be as per the provisions contained in the General Notification of Sikkim bearing NoI/Fin/Acctt dated April 01, 1997 as amended vide Notification No. 64/Fin/Acctt dated June 15, 1998.

By Order and in the name of the Governor of Sikkim.

Principal Secretary to the Government of Sikkim,
Finance Department.
The Government of Sikkim after detail discussion with the various Public Sector undertakings agreed to allocate following Government Department for supply of various items mentioned against them:-

Will deal exclusively with stationeries, Cutlery Co-Operative Society and computer papers.

Will Exclusively deal in Vehicles, tyres, G.I. Pipes, G.C.I. Sheets, Battery, Barbed Wire, Iron & steel material to all Departments. In addition to these items S.T.C.S. will cater to the requirements of Cement, Office furniture, Equipments and other accessories to the following departments:

1. Building & Housing Department
2. Culture Department
3. Ecclesiastical Department
4. Information & Public Relations Department
5. Power Department
6. Printing & Stationery Department
7. Public Health Engineering Department
8. Roads & Bridges Department
9. Science & Technology Department
10. Urban Development & Housing Department
11. Finance Department
12. Food & Civil Supplies Department
13. Election Department
14. Rural Development
15. Public Service Commission
16. Governor Secretariat
17. Home Department.
18. Labour Department
19. Judiciary
20. Information & Technology Department
21. Land Revenue Department  
22. Law Department  
23. Parliamentary Affairs Department  
24. Mines & Geology Department  
25. Irrigation Department  
26. Transport Department  
27. Planning & Development Department  
    Will deal exclusively with supply of Agriculture Inpits (including tools, implements and machinery), seeds, pesticides and animal food, Uniforms to all departments & Marketing including Police, Health, Forest, Excise personnel, supplies of exercise book of Education Department and alkathine Pipes & Poly tanks to all departments. In addition to these items SIMFED will cater to the requirement of Cement, Office furniture, Equipments and other accessories to the following departments:  
1. Agriculture Department  
2. Animal Husbandry & Veterinary Services Department  
3. Co-Operation Department  
4. Education Department  
5. Excise Department  
6. Forests, Environment & Wildlife Department  
7. Fisheries Directorate  
8. Health & Family Welfare Department  
9. Horticulture Department  
10. Police/Vigilance Department & Fire Department  
11. Social Welfare Department  
12. Tourism Department  
13. Industries Department  
14. Sports & Youths Affairs Department  
15. Department of Personnel ADM & TRG  
    SIMFED will however give highest priority to its main objective of marketing of agricultural produce.

    These Public Sector Undertaking should purchase all items to be supplied to the above Government departments directly from the manufacturer or from the firm holding D.G. S. & D rates contract. In no case the supply rate to the Government Departments should exceed the Maximum Retail Price of the manufacturer.

    The copy of the rates of all the above articles and items are to be submitted to the finance Department on a weekly basis without fail.

    The notification comes into force with immediate effect.

    T.T. DORJI, IAS  
    Principal Secretary  
GOVERNMENT OF SIKKIM
FOOD & CIVIL SUPPLIES & C.A. DEPARTMENT
GANGTOK

No. 192/FCS & CA.                                     Dated the 17th December, 2002.

NOTIFICATION

In the Notification No. 414/FCS & CA dated 6.10.01 the following amendment shall be made.

In the first paragraph after the words & coma “from the Govt. Servant “the words & coma” or in the form of shares of any reputed company invested in, “shall be inserted.

In the second paragraph, the schedule shall be substituted as follows:-

<table>
<thead>
<tr>
<th>No.</th>
<th>Category of Godown</th>
<th>Extent of Security Deposit</th>
<th>In Rupees Or Equivalent.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Grade ‘A’</td>
<td>Rs. 3.00 Lakhs</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Grade ‘B’</td>
<td>Rs. 2.00 Lakhs</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Grade ‘C’</td>
<td>Rs. 1.00 Lakhs</td>
<td></td>
</tr>
</tbody>
</table>

By Order & in the name of Governor.

Mrs. J. Pradhan,
Commissioner-cum-Secretary,
Food & Civil Supplies & C.A. Department,
Govt. of Sikkim.
3. COMMITTEE AT DISTRICT LEVEL

A District Level committee in each of the four districts viz. North, East, South and West Districts is hereby constituted with the following officers to plan, monitor and implement eviction of encroachment from forest lands.

1. District Collector of the respective District - Chairman
2. Superintendent of Police of the respective district - Member
3. Divisional Forest Officer (Wildlife) of the respective district - Member
4. Divisional Forest Officer (Territorial) of the respective district - Member Secretary

The District Level Committee shall meet every quarter and submit the monthly progress report of eviction of encroachment of forest lands in the respective district to the committee in the office of the PCCF-cum-Secretary and as and when directed by the Committee in the office of the PCCF-cum-Secretary.

This Notification supersedes the Notification No. 33/Home/2002 dated the 28th August 2002.

By Order & in the name of Governor.

CHIEF SECRETARY,
GOVT. OF SIKKIM.
The State Government is hereby pleased to constitute an empowered Committee to provide policy direction and statutory or other clearances required by the Project Development and Promotion Partnership consisting of the following members, namely:

1. Chief Secretary       Chairman
2. Development Commissioner
   Planning and Development Department      Member
3. Principal Secretary,
   Finance Department                  Member
4. Secretary,
   Roads and Bridges Department        Member
5. Shri Ravi Parthasarathy
   Vice Chairman and Managing Director IL & FS.        Member
6. Shri Hari Shankaran
   Executive Director (Infrastructure) II & FS.      Member
7. Managing Director, SIDICO           Member

By Order & in the name of Governor.

S.W.
TENZING,
CHIEF SECRETARY,
File No. IL & FS/02-03/7/ (23).
In exercise of the powers conferred by section 3 of the Sikkim Vigilance Police Act, 1978 (18 of 1978), the State Government is hereby pleased to notify the following further to amend the Home Department notification No. 16 (2) Home/78 dated the 25th November, 1978 published in Extraordinary Gazette No. 171 dated the 28th November, 1978.

In the said notification, after clause (f), the following clause shall be added, namely:-

“(g) Offences punishable under Home Department Notification No. 2/P dated the 26th November, 1959 and attempts, abetments and conspiracies in relation thereto or in connection therewith.”

S.W.
TENZING,
CHIEF SECRETARY,
File No. 451/VIG/PC/02.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
GANGTOK


CORRIGENDUM


D.P. SHARMA
Additional Secretary (II), Home.
NOTIFICATION

In order to provide timely, accurate and accessible information on the state of environment and future outlook for sustainable ecological development of the state, it is imperative that a state of Environment (SOE) report is prepared on a periodical basis. The report will provide an overview of the prevailing biophysical and Socio economic conditions of the area and will assess influence of human activities due to environmental manipulations and their implications on health and economic well being of local communities. The report will further take stock of policies and programmes for environmental management followed by the State, examining possible scenarios with overall purpose of conservation of natural resources and restoration and improvement of environment quality which enable sustainable development.

To achieve above objectives the State Government, in pursuance to the directives of the Ministry of Environment and Forests as contained in letter vide D.O. 6(2)/19/2001-IC-I dated 20th September, 2001 and letter of even number dated 11th June, 2002 hereby constitutes a Steering Committee consisting of following:-

1. Chief Secretary Chairman
2. Secretary, Urban Development & Housing Department Member
3. Secretary, Public Health Engineering Member
4. Secretary, Agriculture Department Member
5. Secretary, Health & Family selfare Member

Gangtok, Saturday, 21st December 2002 No. 426
6. Secretary,  
Industries Department  
Member

7. Secretary,  
Mines & Geology  
Member

8. Secretary  
Transpor Department  
Member

9. Secretary,  
Building & Housing  
Member

10. Secretary,  
Tourism Department

11. PCCF-cum-Secretary,  
Forest, Env. & WL  
Member Secretary

The Committee shall meet as and when required. The report shall be prepared on a rotation of three years and during the 10th Plan period the State shall bring out minimum of one report. The State nodal agency for the purpose shall be the Forest, Environment and Wildlife Department, Government of Sikkim.

K.L. 
LEPCHA  
SPECIAL SECRETARY, Home  
File No. 18 (16)/STS Forest
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK

No. 100/GEN/DOP.                                      Date the 21st December, 2002.

NOTIFICATION

Whereas the State Government has deemed it expedient to fill up the post of Assistant Registrar under the Sikkim State cooperative Service Rules, 1994;

And whereas under rule 6 read with Schedule II of the Sikkim State Cooperative Service Rules, 1994, the posts are required to be filled-up (1) 50% by Promotion and (2) 50% by direct recruitment;

And whereas the post of Assistant Registrar required technical education in Cooperative sectors. As such, direct recruits perhaps may not possess such qualification for efficient dealing in cooperative matters;

And whereas the State government is of the opinion that it is necessary or expedient to relax the provision relating to the method of recruitment provided under rule 6 of the said rules to utilize the existing provision of 50% direct recruitment quota to promote the Cooperative Inspector as Assistant Registrar;

Now, therefore, in exercise of the powers conferred by rule 28 of the Sikkim State Cooperative Service rules, 1994, the Governor is pleased to relax the provision contained in rule 6 of the said rules relating to the method of recruitment as one time relaxation with a view to promote Cooperative Inspector as Assistant Registrar under the said rules in consultation with the Sikkim Public Service Commission to be effective from the date of approval of the competent authority.

By Order and in the name of the Governor.

D.DAHDUL, IAS
Commissioner-cum- Secretary to the Government
Department of Personnel, ADM. Ref. & Training.
HIGH COURT OF SIKKIM  
GANGTOK  

No. 13/Confdl/HCS.  
Date the 16th December, 2002.

NOTIFICATION

In partial modification of Notification No. 9/Confdl/HCS dated 30.10.2002, a revised list of holidays to be observed as holidays/vacations by the High Court of Sikkim during the year 2003 is hereby notified for General information.

SCHEDULE
List of Holidays For The Year 2003

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Holiday (S)</th>
<th>Dates (S)</th>
<th>Day (S) of the Week</th>
<th>No. of Day (S)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>New Year’s Day</td>
<td>1st January</td>
<td>Wednesday</td>
<td>1</td>
</tr>
<tr>
<td>2.</td>
<td>Lossong</td>
<td>3rd to 7th January</td>
<td>Friday to Tuesday</td>
<td>5</td>
</tr>
<tr>
<td>3.</td>
<td>Nyenpa Guzom</td>
<td>8th &amp; 9th January</td>
<td>Wednesday &amp; Thursday</td>
<td>2</td>
</tr>
<tr>
<td>4.</td>
<td>Maghe Sankranti</td>
<td>14th &amp; 15th January</td>
<td>Tuesday &amp;</td>
<td></td>
</tr>
<tr>
<td>5.</td>
<td>Republic Day</td>
<td>26th January</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>6.</td>
<td>Sonam Lhochar</td>
<td>2nd February</td>
<td>Sunday</td>
<td>1</td>
</tr>
<tr>
<td>7.</td>
<td>Losar</td>
<td>3rd March</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>8.</td>
<td>Holi</td>
<td>18th March</td>
<td>Tuesday</td>
<td>1</td>
</tr>
<tr>
<td>9.</td>
<td>Ramnawami (Chaite Dasain)</td>
<td>11th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>10.</td>
<td>Dr. B.R. ambedkar</td>
<td>14th April</td>
<td>Monday</td>
<td>1</td>
</tr>
<tr>
<td>11.</td>
<td>Good Friday</td>
<td>18th April</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>12.</td>
<td>State Day</td>
<td>16th May</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>13.</td>
<td>Saga Dawa</td>
<td>14th June</td>
<td>Saturday</td>
<td>1</td>
</tr>
<tr>
<td>14.</td>
<td>Drukpa Tsheshi</td>
<td>2nd August</td>
<td>Saturday</td>
<td>1</td>
</tr>
<tr>
<td>15.</td>
<td>Independence Day</td>
<td>15th August</td>
<td>Friday</td>
<td>1</td>
</tr>
<tr>
<td>16.</td>
<td>Janmasthami</td>
<td>20th August</td>
<td>Wednesday</td>
<td>1</td>
</tr>
<tr>
<td>17.</td>
<td>Gandhi Jayanti</td>
<td>2nd October</td>
<td>Thursday</td>
<td>1</td>
</tr>
<tr>
<td>18.</td>
<td>Durga Puja</td>
<td>3rd to 7th October</td>
<td>Friday to</td>
<td>5</td>
</tr>
</tbody>
</table>
19. Laxmi Puja 25th to 28th October Saturday to Tuesday 4
20. Lossong 24th to 28th December Wednesday to Sunday 5
21. Christmas 25th December Thursday 1
22. Nyenpa guzom 28th & 29th December Sunday & Monday 2
23. Tamu Lochar 30th December Tuesday 1

TOTAL 41

VACATION

(1) Lossong and
Winter vacation 53 days 01/01/2003 to 22/02/2003
(2) Puja Vacation 30 days 03/10/2003 to 01/11/2003
(3) Lossong and
Christmas Vacation 17 days 15/12/2003 to 31/12/2003

By Order.

REGISTRAR GENERAL.
NOTIFICATION

In pursuance of Section 55 of the Sikkim Panchayat Act, 1993, it is hereby notified that the following Members have been elected as Adhakshyas and Up-Adhakshyas in accordance with the Sikkim Panchayat (Election of Sabhapati and Up-Sabhapati of Gram Panchayat and Adhakshya and Up-Adhakshya of Zilla Panchayat and manner of convening meetings) Rules, 1997.

<table>
<thead>
<tr>
<th>Name of Zilla Panchayat</th>
<th>Adhakshya</th>
<th>Up-Adhakshya</th>
</tr>
</thead>
<tbody>
<tr>
<td>West District</td>
<td>Shri Rasta Man Rai</td>
<td>Smt Chandra Maya Subba</td>
</tr>
<tr>
<td>South District</td>
<td>Smt. Phurmit Lepcha</td>
<td>Shri Budhiman Rai</td>
</tr>
<tr>
<td>East District</td>
<td>Shri Khus Narayan</td>
<td>Shri Hari Har Paudyal</td>
</tr>
<tr>
<td>North District</td>
<td>Pradhan</td>
<td>Shri Palden Bhutia</td>
</tr>
</tbody>
</table>

B.P. PRADHAN, IAS
Special Secretary
Rural Development Department.
NOTIFICATION

It is hereby notified for information of all concerned that the freight of goods transported by SNT is revised as under:

1. Freight for all destination - Rs. 5.35 per MT/KM
2. Freight for POL products transported by Tankers - Rs. 5.45 per KL/KM

Note: (a) Freight for materials more than 20 feet in length 40% extra over normal rate will be charged.
(b) Minimum chargeable load is 5 M.T
(c) Minimum chargeable distance for local trucks is 20 K.M

The revised rates will be effective from 01.04.2003.
This is in supersession of Notification No. 103/GM/TD dated 21.11.02

By Order.

T.W. BARPHUNGPA, IAS
Principal Secretary,
Transport Department,
SNT Division.
GOVERNMENT OF SIKKIM
TRANSPORT DEPARTMENT
SNT DIVISION
GANGTOK

No. 114/GM/ SNT/T.D

Gangtok, Friday, 27th December 2002

NOTIFICATION

It is hereby notified for information of all concerned that the reimbursement rate of hire charge to Private carriages operating under SNT is revised as under:-

1. Private Trucks - Rs. 4.00 per MT/KM
2. Private Tankers - Rs. 3.85 per MT/KM

The revised rates will be effective from 01.04.2003.

This is in supersession of Notification No. 102/GM/TD dated 21.11.02

By Order.

T.W. BARPHUNGPA, IAS
Principal Secretary,
Transport Department,
SNT Division.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL ADM. REFORMS & TRAINING
GANGTOK

No. 101/GEN/DOP

NOTIFICATION

In continuation of Notification No. 265/GEN/DOP dated: 5.12.88, the State Government is pleased to order that if the Government employees accept the permanent method of family planning, the incentive provided vide Notification No. 20/GEN/DOP dated 21.5.1997 shall be admissible to them even if twins are born after the first surviving child and the number of surviving children crosses the ceiling of two children in second/ subsequent delivery (ies).

By Order and in the name of the Governor.

C.L. SHARMA
Additional Secretary to the Government
Department of Personnel, A.r. & Training.
NOTIFICATION

In continuation to Notification No. 12/HCS dated 14/12/2002 it is further notified for general information that the District & Sessions Judge (Special Division I) and the District & Sessions Judge (Special Division II) Gangtok shall remain on casual absence with effect from 03.01.2003 to 17.01.2003, The working arrangement during this period shall be as indicated below:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Court (Special Division I)</th>
<th>Period of Special Working</th>
<th>Casual Absence</th>
<th>Arrangement</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>District &amp; Sessions Judge</td>
<td>03.01.2003 to 17.01.2003</td>
<td>During the absence of District &amp; Sessions Judge (Special Division I), the District Sessions Judge (E &amp; N) may remain incharge of the office and Court of the District &amp; Sessions Judge (Special Division I) at Gangtok.</td>
<td></td>
</tr>
</tbody>
</table>

2. District & Sessions Judge (Special Division II) 03.01.2003 to 17.01.2003 During the absence of District & Sessions Judge (Special Division II), Sessions Judge (E & N) may incharge of the Office and Court & Sessions Judge (Special Division II) at Gangtok.

By Order.

C.L. SHARMA
Additional Secretary to the Government
Department of Personnel, A.r. & Training.
HIGH COURT OF SIKKIM
GANGTOK

No. 15/HCS. Dated the 31st December, 2002.

NOTIFICATION

It is notified for general information that during lossong and winter vacation with effect from
01/01/2003 to 22/02/2003 vacation Court will be held on 07/01/2003. The Court will sit at 2
pm.

By Order.

REGISTRAR
GENERAL.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK

No. 102/GEN/DOP. Dated the 31st December, 2002.

NOTIFICATION

The Governor is pleased to upgrade one post of Safaikarmachari to that of Sub-Inspector in the Scale of Rs. 4300-125-6800 in the Urban Development and Housing Department with immediate effect.

This is issued with the concurrence of Finance Department.

By Order and in the name of the Governor.

C.L. SHARMA,
Additional Secretary to the Government
Department of Personnel, Adm. and Training.
GOVERNMENT OF SIKKIM
DEPARTMENT OF PERSONNEL, ADM. REFORMS & TRG.
GANGTOK

No. 102/GEN/DOP. Dated the 31st December, 2002.

NOTIFICATION

The Governor is pleased to upgrade one post of Safaikarmachari to that of Sub-Inspector in the Scale of Rs. 4300-125-6800 in the Urban Development and Housing Department with immediate effect.

This is issued with the concurrence of Finance Department.

By Order and in the name of the Governor.

C.L. SHARMA,
Additional Secretary to the Government
Department of Personnel, Adm. and Training.
NOTIFICATION

The Government of Sikkim has been pleased to approve the selling rate of charcoal for the convenience of the public in general with immediate effect.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Particular</th>
<th>Existing rate per bag</th>
<th>Revised rate per bag</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Charcoal</td>
<td>Rs. 130/-</td>
<td>Rs. 150/-</td>
</tr>
<tr>
<td>2.</td>
<td>Extra Sales Tax 4%</td>
<td>Rs. 05/-</td>
<td>Rs. 06/-</td>
</tr>
</tbody>
</table>

This Notification shall supersede all previous notifications in connection with selling rate of charcoal. The Notification shall come into effect from 15.12.2002.

T.R. SHARMA
Principal CCF-cum-Secretary
Deptt. of Forests, ENV. & WL.
In exercise of the powers conferred by clause (h) of sub-section (2) of section 83 of the Sikkim Forests, Water Courses and Road Reserve (Preservation and Protection) Act, 1988 (6 of 1988), the State Government hereby makes the following rules, namely:-

1. (1) These rules may be called the Sikkim Road Reserve Tree Felling Rules, 2002.
   (2) They shall extend to the whole of Sikkim.
   (3) They shall come into force at once.

2. In these rules, unless the context otherwise requires:-
   (a) “Act” means that Sikkim Forests, Water and Road Reserve (Preservation and Protection, Act, 1988;
   (b) “agency” means any department or public sector undertaking of the State or Central Government or a private organization;
   (c) “breast height” means the height of a tree at 1.37 meters from its base;
   (d) “commercial rate” means the commercial rate of royalty leviable, as notified in the schedule of rates of the Government;
   (e) “crop compensation” means the amount of money payable in lieu of the environment and future capital values of the tree or tree removed;
   (f) “Divisional Forest Officer” means an officer of that designation within whose territorial jurisdiction the private land falls;
3. No permission to fell a tree on any Road Reserve shall be granted except as hereinafter provided.

4. Any person or agency (hereinafter called the applicant) who wishes to get a tree or trees removed from a Road Reserve shall apply to Divisional Forest Officer in whose territorial jurisdiction the tree or trees are located in Form 1.

5. The Divisional Forest Officer shall sent the application form for verification to the Range Officer in whose territorial jurisdiction the tree or trees are located.

6. The Range Officer shall verify the tree or trees that are sought to be felled.

7. A tree or trees in Road Reserve shall be removed only if it fulfills one or more of the following conditions, namely:

(a) If its removal is necessary for any construction to proceed beyond the road reserve on private or other non-forest land;

Provided that the tree should not belong to a category of species reserved by the Government under provisions of any forest laws or rules nor should the tree be a mother tree being capable of producing good seeds as determined by forest officers.
Provided, further that the tree should not have high ecological value such as a rare growth of epiphytes.

(b) If it is assessed to pose a threat to lives or property as defined in rule 18 of the Sikkim Private and other Non-Forest Lands Tree Felling Rules, 2002.

8. If the Range Officer is satisfied that the conditions mentioned in rule 7 are fulfilled, he shall, forward the application in Form 1 with his comments to the Divisional Forest Officer through the Assistant Conversation of Forests.

9. When the application is forwarded to the Divisional Forest Officer he shall, personally verify the tree and its girth and if he is satisfied that the conditions of rule 7 are fulfilled forward the applications in Form 1 with his comments to the Principal Chief Conservator of Forests through his superior officers.

10. When the applications is forwarded to the Principal Chief Conservator of Forests he may,-

(i) after due consideration of the proposal for removal of the tree or trees, obtain the approval of the State Government and direct the Divisional Forest Officer through his sub-ordinate Officer to issue a marking order, or

(ii) reject the proposal if it is felt that the conditions mentioned in rule 7 are not applicable.

11. When the Principal Chief Conservator of Forest directs the Divisional Forest Officer to issue a marking order, he shall issue a Making Order to the Range Officer on the payment, of crop compensation for each tree by the applicant, which shall be as follows, namely:-

(a) a sum of Rs. 5000.00 and the commercial rate of royalty of the timber extractable from its as per the notified volume table, if the girth of the tree at breast height is 3 feet or more;

(b) an amount of Rs. 3000.00 if the girth of the tree at breast height is less than 3 feet;

Provided that no compensation shall be livied where the tree is assessed to pass a danger to lives and property as defined in rule 18 of the Sikkim Private and other Non-Forest Lands Tree Felling Rules, 2002.

12. After the Marking Order is issued, the Range Officer shall dispose off the tree by auction or through the Utilization Circle.

T. R. SHARMA, IFS
Principal CCF-cum-Secretary,

Forests, Environment & Wildlife Department.
FORM 1
(See rule 4)
APPLICATION FOR FELLING OF TREE (S) FROM ROAD RESERVE

1. Name :

2. Father’s/ Husband’s Name :

3. Permanent Address :

4. Residential address :

5. Number of trees to be felled :

6. Species of trees to be felled :

7. Plot number of Road Reserve from where tree is to be felled :

8. Name of forest range under which the land falls :

9. Distance of the tree from center of the road :

10. Reasons for felling tree :

*11. Comments of officer :-

Signature / Thumb Impression of Applicant

* To be filled up only when forwarding to superior authority under rules 8 & 9