

ITEM NO.15

COURT NO.3

SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s).792/2019

BIMAL DAWARI SHARMA, GENERAL SECRETARY,
SIKKIM DEMOCRATIC FRONT PARTY

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(IA No. 137074/2020 - INTERVENTION/IMPLEADMENT, IA No.91373/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES, IA No.90589/2019 - STAY APPLICATION)

WITH

W.P.(C) No. 679/2021 (PIL-W)

(IA No. 71079/2021 - CLARIFICATION/DIRECTION, IA No. 71080/2021 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

W.P.(C) No.1183/2021 (X)

(IA No. 132098/2022 - APPLICATION FOR PERMISSION)

Date : 26-11-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) Petitioner-in-person

Mr. M. Vijaya Bhaskar, AOR

For Respondent(s) Mr. Tushar Mehta, Solicitor General

Mr. K M Nataraj, A.S.G.

Mr. Kanu Agarwal, Adv.

Mr. Akshay Amritanshu, Adv.

Mr. Padmesh Mishra, Adv.

Mr. Abhishek Atrey, Adv.

Mr. Mayank Pandey, Adv.

Mr. Rajat Nair, Adv.

Mr. Arvind Kumar Sharma, AOR

Mr. Sidhant Kumar, Adv.

Mr. Sahil Tagotra, AOR

Ms. Manyaa Chandok, Adv.

Mr. Sujay Jain, Adv.

State of Sikkim

Mr. Basava Prabhu S Patil, Adv. Gen.

Mr. Sameer Abhyankar, AOR

Ms. Ayushi Bansal, Adv.
Mr. Sarthak Dora, Adv.
Mr. Aakash Thakur, Adv.

Mr. Aarohi Bhalla, Adv.
Ms. Sujata Kurdukar, AOR
Mr. Aadhar Nautiyal, Adv.
Mr. Sanjeeva K.gupta, Adv.

Mr. Mayank Pandey, AOR
Mr. Subramaniam S., Adv.
Mr. Ashish Kumar Pandey, Adv.

Mr. Raghvendra Kumar, AOR

Mr. B S Rajesh Agrajit, Adv.
Ms. Priya Nagar, Adv.
Mr. Siddharth Goswami, Adv.
Mr. Shyamal Kumar, AOR

UPON hearing the counsel the Court made the following
O R D E R

W.P.(C) No.792/2019

1. The instant petition has been filed by one Bimal Dawari Sharma, claiming himself to be the General Secretary of Sikkim Democratic Front Party. He has submitted a letter dated 14.11.2024, along with an affidavit, stating, *inter alia*, that he has not authorized the learned Advocate-on-Record to represent him in the instant writ petition and that no Vakalatnama was signed by him. He, accordingly, seeks to withdraw the Writ Petition.

2. Before we could pass the order of withdrawal in terms of the prayer made by the petitioner, it is suggested that one J.B. Darnal, Vice-President of Sikkim Democratic Front has now been authorized to pursue the instant writ petition.

3. Since the writ petition was filed by Bimal Dawari Sharma and not by the political party, we are of the view that the proposed applicant cannot be permitted to pursue the writ petition, where

the writ petitioner himself has come forward with an affidavit seeking withdrawal thereof.

4. Consequently, Writ Petition (C) No.792/2019 is dismissed as withdrawn. However, such an order shall cause no prejudice to any political party or a public-spirited person to approach the appropriate forum in accordance with law. Ordered accordingly.

W.P.(C) No.679/2021

5. Post this matter on 28.01.2025.

W.P.(C) No.1183/2021

6. The instant petition has been filed by one J.B. Darnal, Vice-President of Sikkim Democratic Front. It is submitted that he has not authorized the learned Advocate-on-Record to pursue the instant writ petition and that no Vakalatnama was signed by him. He, accordingly, seeks to withdraw the Writ Petition.

7. Consequently, Writ Petition(C) No.1183/2021 is dismissed as withdrawn. However, such an order shall not cause any prejudice to any political party or its office bearers or any other public-spirited person to approach the appropriate forum in accordance with law. Ordered accordingly.

(ARJUN BISHT)
ASTT. REGISTRAR-cum-PS

(SAROJ KUMARI GAUR)
ASSISTANT REGISTRAR