

SIKKIM STATE LEGAL SERVICES AUTHORITY

QUARTERLY NEWSLETTER

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October to December, 2022



Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA addressing the gathering on the occasion of National Legal Services Day, Legal Awareness Camp about rights and remedies available to prisoners on 9th November, 2022

Editorial Board

Hon'ble Mr. Justice Biswanath Somadder, Chief Justice, High Court of Sikkim and Patron-in-Chief, Sikkim S.L.S.A.

Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim S.L.S.A.

Compiled by

Ms. Subarna Rai, Member Secretary, Sikkim S.L.S.A.

ACTIVITIES UNDERTAKEN BY SIKKIM SLSA UNDER THE PAN INDIA CAMPAIGN EMPOWERMENT OF CITIZENS THROUGH LEGAL AWARENESS AND OUTREACH AND HAQ_HUMARA_BHI_TO_HAI @ 75 W.E.F. 1st NOVEMBER TO 13th NOVEMBER, 2022

The National Legal Services Authority launched the Pan India campaign Empowerment of Citizens through Legal Awareness and Outreach and Haq_humara_bhi_to_hai @ 75 to bridge the gap between the institutions and the underprivileged by spreading legal awareness and ensuring delivery of legal entitlement to eligible beneficiaries.

As per the guidelines contained in the two campaigns and under the guidance of Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA, the following activities were undertaken by Sikkim SLSA and District Legal Services Authorities w.e.f. 1st November, 2022 to 13th of November, 2022:-

Sikkim State Legal Services Authority:

a) A legal awareness on Protection of Children from Sexual Offences Act, 2012, Juvenile Justice (Care & Protection of Children) Act, 2015 and Human Trafficking was organized by Sikkim SLSA for the students of Class IX and X and accompanying teachers of thirteen schools of Gangtok on 12th November, 2022 on the occasion of National Legal Services Week and Empowerment of Citizens through Legal Awareness and Outreach campaign.

Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA graced the programme as the Chief Guest. She enlightened the gathering on the stringent provisions of the Protection of Children from Sexual Offences

Sections 3,5 7 and 9 of the POCSO Act, 2012 and the long period of incarceration for the offences under this Act. The precautions which a male and female children should take so that such offences are not committed by them knowingly or unknowingly and how one ought to protect themselves from sexual assault was also discussed by her Ladyship. Further, emphasis on mental health and its importance in the evolving society was discussed along with the growing concern of substance abuse and the provisions of Sikkim Anti Drugs Act, 2006. The stringent bail provisions under both the POCSO Act and SADA were also highlighted.

Act, 2012 and the various types of sexual assaults as defined under

Resource Person, Ms. Subarna Rai, Member Secretary, Sikkim SLSA gave a brief background on the Juvenile Justice (Care and Protection of Children) Act, 2015, its formation and various amendments and changes made in the Act. She informed all participants of the four Juvenile Justice Boards and Children's Courts established in Gangtok, Mangan, Namchi and Gyalshing and of the two operational Juvenile Observation Homes in Gangtok and Namchi. The roles of Child Welfare Officer, Special Juvenile Police Unit and Probation Officer were also explained to the students along with the difference between a child in conflict with law and a child in need of care and protection. The helpline number 1098 through which anyone could report any incidents concerning children was also disseminated.

Resource Person, Ms. Dhan Maya Subba, Superintendent of Police, Anti Human Trafficking Unit, Sikkim Police spoke at length on Human Trafficking, the modern slave system and the penal provisions contained in Section 370 of the Indian Penal Code, 1985 which deals

with trafficking of persons. She urged the school children not to ostracize victims of trafficking who may be in their class or in their schools. The Superintendent of Police, AHTU also informed that Anti Human Trafficking Clubs have been formed in various schools of Sikkim wherein students from Class IX and above are enrolled as its members.

The welcome address was delivered by Mrs. Matilda Isaacs, Consultant, Sikkim SLSA while the vote of thanks was proposed by Mr. Praveen Pradhan, Deputy Secretary, Sikkim SLSA. The programme concluded with queries raised by the students followed by vibrant interaction.



Legal awareness on Protection of Children from Sexual Offences Act, 2012, Juvenile Justice (Care & Protection of Children)

Act, 2015 and Human Trafficking was organized by Sikkim SLSA for the students of Class IX and X and accompanying teachers of thirteen schools of Gangtok on 12th November, 2022 on the occasion of National Legal Services Week and Empowerment of Citizens through Legal Awareness and Outreach campaign.

b) As part of the campaign, a visit was made to the Tintek Lee Aal Old Age Home at Tintek, Gangtok which houses 23 senior citizens (Male: 15 & Female: 08). During the visit, NALSA's theme song Sankalp song and a comedy short film titled "Sun ko Aunthi" was screened for the residents of the Home and refreshments were also provided to them.





Tintek Lee Aal Old Age Home at Tintek, Gangtok

c) Further, a visit-cum-inspection was made to Special School for Children with Disabilities, Gangtok, a Child Care Institution where there are 88 children (Boys: 56 and Girls: 32). The school was thoroughly inspected in terms of infrastructure and trained manpower. An interactive session was held with the children during the visit.





Special School for Children with Disabilities, Gangtok

d) Under the campaign Haq_humara_bhi_to_hai@75 and on the occasion of National Legal Services Day, Legal Awareness Camp about rights and remedies available to prisoners was conducted by Sikkim SLSA in co-ordination with District Legal Services Authority, East District in the State Prison at Rongyek on 09th November, 2022. The programme was chaired by Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA and attended by 118 Convicts (Male: 117 & Female: 01) and 173 UTPs (Male: 171 & Female: 02).

Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA addressed the gathering on the provisions of the Sikkim Anti Drugs Act (SADA), 2006, the growing concern of substance abuse and steps taken by the Sikkim SLSA to help de-addiction and whole person recovery of incarcerated substance abusers by obtaining the voluntary services of NGOs running Rehabilitation Centres, to counsel them at the jail premises. The Mental Healthcare Act of 2017 and concerns of mental health of UTPs and convicts was also highlighted while steps taken by the Sikkim SLSA to mitigate the problem by ensuring that a Psychiatrist and Psychologists are on call for counselling was also emphasized. The Protection of Children from Sexual Offences Act, 2012 (POCSO Act, 2012) was discussed at length. The availability of free legal aid from the Sikkim SLSA from the stage of remand of accused persons, up to the various Appellate fora were also explained.

Resource Person, Mr. S.S. Hamal, Senior Advocate, High Court of Sikkim and Senior Panel Advocate, Sikkim SLSA apprised the participants on Sikkim Anti Drugs Act, 2006 (SADA), Mental Health Care Act of 2017, Protection of Children from Sexual Offences Act, 2012, Rights of the Arrested Persons, benefits of Plea Bargaining and free legal aid and services.

A short film named "Naya Mancheyy" produced by Sikkim SLSA concerning substance abuse was also released by Her Ladyship at the programme. The film has been uploaded in the official YouTube channel and Facebook page of Sikkim SLSA.

In depth Mental Health Counselling was provided to 26 convicts (Male: 25 & Female: 01) by Dr. C.L. Pradhan and Dr. Bibushan Dahal, Psychiatrists and Mrs. Nancy Palmu Chankapa and Ms. Archana Chettri, Clinical Psychologists from the New Multi Specialty Hospital in the Jail premises. Mental well being exercises were also demonstrated to all the inmates.

The welcome address was delivered by Ms. Subarna Rai, Member Secretary, Sikkim SLSA while the vote of thanks was proposed by Mr. Sherab Tonyot, Deputy Inspector General of Police (Prison), State Central Prison, Rongyek. The programme concluded with an active interaction and queries by the inmates.

The programme also had the presence of Mrs. K.C. Barphungpa, Principal District & Sessions Judge/Chairperson, District Legal Services Authority, Gangtok, Judicial Officers of Gangtok District, Mrs. Matilda Isaacs, Consultant, Sikkim SLSA, Prison Authorities, Officers and staff of Sikkim SLSA and Press and Media.













On the occasion of National Legal Services Day, Legal Awareness Camp about rights and remedies available to prisoners conducted by Sikkim SLSA in co-ordination with District Legal Services Authority, East District in the State Prison at Rongyek. The programme was chaired by Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA and attended by 118 Convicts (Male: 117 & Female: 01) and 173 UTPs (Male: 171 & Female: 02).

DLSA (EAST) AT GANGTOK:

(a)	Door-to-Door Campaign	:	13
(b)	Number of Legal Awareness Camps conducted physically in the rural/urban areas	•	09
(c)	Number of Awareness Programmes conducted in State Central Prison, Rongyek, Gangtok	•	02
(d)	Number of Legal Awareness Programmes through Mobile Vans	:	04
(e)	Number of Legal Awareness Programmes through digital platforms	:	10

Education and Communication (IEC)/pamphlets/brochures on Legal Aid, Sexual Harassment, Plea barganining, Knowing and Encouraging Mediation, E-court services(Harnessing Technology for Effective Justice Delivery), Rights of Arrested Persons, Maintenance and Welfare of Parents & Senior Citizens Act and Emergency contact numbers for women in distress in Sikkim were also distributed during the legal awareness programmes.



Door-to-Door Campaign conducted by Dlsa (East) at Gangtok

DLSA (NORTH) AT MANGAN:

(a)	Door-to-Door Campaign	:	23
(b)	Number of Legal Awareness Camps conducted physically in the rural/urban areas	•	07
(c)	Number of Awareness Programmes conducted in State Central Prison, Rongyek, Gangtok	•	03
(d)	Number of Legal Awareness Programmes through Mobile Vans	:	03
(e)	Number of Legal Awareness Programmes through digital platforms	:	02

Education and Communication (IEC)/pamphlets/brochures on Legal Aid, Sexual Harassment, Plea barganining, Knowing and Encouraging Mediation, E-court services(Harnessing Technology for Effective Justice Delivery), Rights of Arrested Persons, Maintenance and Welfare of Parents & Senior Citizens Act and Emergency contact numbers for women in distress in Sikkim were also distributed during the legal awareness programmes.









Door-to-Door Campaign conducted by Dlsa (North) at Mangan

DLSA (SOUTH) AT NAMCHI:

(a)	Door-to-Door Campaign	:	17
(b)	Number of Legal Awareness Camps conducted physically in the rural/urban areas	:	04
(c)	Number of Awareness Programmes conducted in District Prison, Boomtar, Namchi	•	01
(d)	Number of Legal Awareness Programmes through Mobile Vans	:	05

Education and Communication (IEC)/pamphlets/brochures on Legal Aid, Sexual Harassment, Plea barganining, Knowing and Encouraging Mediation, E-court services(Harnessing Technology for Effective Justice Delivery), Rights of Arrested Persons, Maintenance and Welfare of Parents & Senior Citizens Act Rule 7 of Protection of Children from Sexual Offences Act, 2012, Legal Literacy Mission in Sikkim, Victim Compensation, Mahatma Gandhi NREGA and Emergency contact numbers for women in distress in Sikkim were also distributed during the legal awareness programmes.









Door-to-Door Campaign conducted by Dlsa (South) at Namchi

DLSA (WEST) AT GYALSHING:

(a)	Door-to-Door Campaign	:	14
(b)	Number of Legal Awareness Camps conducted physically in the rural/urban areas	:	02
(c)	Number of Awareness Programmes conducted in District Prison, Boomtar, Namchi	:	02
(d)	Number of Legal Awareness Programmes through Mobile Vans	:	12
(e)	Number of Legal Awareness Programmes through digital platforms	:	14

Education and Communication (IEC)/pamphlets/brochures on Legal Aid, Sexual Harassment, Plea barganining, Knowing and Encouraging Mediation, E-court services(Harnessing Technology for Effective Justice Delivery), Rights of Arrested Persons, Maintenance and Welfare of Parents & Senior Citizens Act Rule 7 of Protection of Children from Sexual Offences Act, 2012, Legal Literacy Mission in Sikkim, Victim Compensation, Mahatma Gandhi NREGA and Emergency contact numbers for women in distress in Sikkim were also distributed during the legal awareness programmes.









Door-to-Door Campaign conducted by Dlsa (West) at Gyalshing

TRAINING PROGRAMME ON PROTECTION OF CHILDREN FROM SEXUAL OFFENCES ACT, 2012 AND JUVENILE JUSTICE (CARE & PROTECTION OF CHILDREN) ACT, 2015

The Sikkim State Legal Services Authority organized a Training Programme on the proper and effective implementation of "Protection of Children from Sexual Offences (POCSO) Act, 2012 read with Protection of Children from Sexual Offences (POCSO) Rules, 2012 and Juvenile Justice (Care and Protection of Children) Act, 2015" for all stakeholders namely, Judges of the Special Courts under the POCSO Act, 2012, Designated Senior Advocate, High Court of Sikkim, Officers from Police Department, Women & Child Development Department, Medical Officers, Psychiatrists and Psychologists from the Health & Family Welfare Department, Public Prosecutors, Additional Public Prosecutors, Members of the Juvenile Justice Boards and Child Welfare Committees, Retainer Lawyers and Panel Advocates of Sikkim SLSA on 26th November, 2022 at Sikkim Judicial Academy, Sokeythang, East Sikkim.

Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA during her inaugural address highlighted the important provisions of the Juvenile Justice (Care and Protection of Children) Act 2015 and the POCSO Act, 2012 and various issues relating to child in conflict with law, child in need of care and protection, the role and responsibility of Members of District Child Protection Units, Special Juvenile Police Units, Counselors, Outreach Workers and the Courts. The importance of the 1st responder to the incident was explained at length. The purpose of 'Mission Vatsalya' of Ministry of Women and Child Development was also adverted to. A suggestion was put forth for the constitution of "Crisis Intervention Team" for child victims. The media were sounded on the provisions of Section 23 of the POCSO Act while reporting such offences and the bar on disclosing the identity of the victim.

Resource Person, Hon'ble Mr. Justice S.P. Wangdi, former Judge, High Court of Sikkim/Executive Chairman, Sikkim SLSA and the Chairperson, Police

Accountability Commission of Sikkim apprised the participants on "Juvenile Justice (Care and Protection of Children) Act, 2015" with a detailed historical background of the Juvenile Justice (Care and Protection of Children) Act, 2015, the present position of the law with emphasis on the landmark judgments passed by the Hon'ble Supreme Court which had paved the way for enactment of this beneficial legislation. He also stressed on the rehabilitative approach towards children.

Resource Person, Mrs. K.C. Barphungpa, Ld. Judge, Special Court (POCSO Act), Gangtok District & Chairperson, District Legal Services Authority, East dwelt at length on the provisions of Protection of Children from Sexual Offences Act, 2012 and the POCSO, Rules, 2012. The various provisions under the POCSO Act and its penal repercussions were also explained. The stakeholders were further sensitized on the manner of recording statements of the POCSO survivors.

Resource Person, Dr. Shaibya Saldanha, Obstetrician and Gynaecologist and Founder of Enfold, India spoke on Medical examination of POCSO survivors and on approach to Trauma Informed Care and Medical Examination and Collection of Forensic Evidence, Documentation and Writing a Medical Report. She elaborated on the method of medical examination that is to be adopted in cases of POCSO survivors and how doctors had to consider the matter with confidentiality and urgency.

Resource Person, Dr. Sonam O. Lassopa, Senior Clinical Psychologist, New STNM Multispecialty Hospital, Gangtok spoke on the topic "Dealing with trauma faced by POCSO survivors and their family members and an overview of their mental health". She discussed the trauma faced by POCSO survivors and coping mechanisms. The ways in which the first responders can help the children cope with several aspects of mental health were explained at length.

The sessions were followed by vibrant interactive discussions on queries raised by the participants addressed by the Chief Guest and the Resource Persons.

The welcome address was delivered by Ms. Subarna Rai, Member Secretary, Sikkim SLSA and the vote of thanks was proposed by Mr. Praveen Pradhan, Deputy Secretary, Sikkim SLSA.

The programme also had the participation of Director, Sikkim Judicial Academy, Registrar, High Court of Sikkim, Mrs. Matilda Isaacs, Consultant, Sikkim SLSA, Officers and staff of Sikkim SLSA and Press and Media.



Training Programme on the proper and effective implementation of "Protection of Children from Sexual Offences (POCSO) Act, 2012 read with Protection of Children from Sexual Offences (POCSO) Rules, 2012 and Juvenile Justice (Care and Protection of Children) Act, 2015" held on 26th November, 2022 at Sikkim Judicial Academy, Sokeythang, East Sikkim.

OBSERVANCE OF CONSTITUTION DAY

Under the guidance of Hon'ble Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA, the Constitution Day was observed by Sikkim State Legal Services Authority on 26th November, 2022 at Sikkim Judicial Academy, Sokethang, Gangtok with the reading of the Preamble to the Constitution by Hon'ble Mrs. Justice Meenakshi Madan Rai, Judge, High Court of Sikkim and Executive Chairperson, Sikkim SLSA along with the Judicial Officers, Police Officers, Officers from Women & Child Development Department, Medical Officers and Clinical Psychologists from Health Department, Members of Juvenile Justice Boards, Panel Advocates and District Child Protection Officers.



The Constitution Day was observed by Sikkim State Legal Services Authority on 26th November, 2022 at Sikkim Judicial Academy, Sokethang, Gangtok with the reading of the Preamble to the Constitution of India.

Similarly, the four District Legal Services Authorities in their respective districts observed the Constitution Day by reading the Preamble to the Constitution of India in the presence of Panel Lawyers, Members of the Bar, PLVs and officers and staff of the Court.

Further, in observance of Constitution Week, the following activities were undertaken by the Sikkim SLSA and District Legal Services Authorities w.e.f. 26th of November, 2022 to 2nd December, 2022 which are follows:

Sikkim SLSA:

SI. No.	Activity	Name of the School	No of Participants
1.	Essay Writing on the topic:	Bahai School	06
	Protection of Children from Sexual Offences Act,	Holy Cross School	06
	2012. 2. Juvenile Justice (Care &	Modern Senior Secondary School	04
	Protection of Children) Act, 2015. 3. Human Trafficking.	Enchey Senior Secondary School	03
	4. Fundamental Duties	Tashi Namgyal Senior Secondary School	02

District Legal Services Authority, Gangtok:

SI. No.	Date	Venue	Activity
1.	30.11.2022	Sikkim Government Law College, Burtuk	Legal Awareness Programme on Fundamental Rights and Duties as enshrined under Article 51A of the Constitution of India was conducted. The programme was attended by Dr. Dilip Pandey, Dean, Law College, Burtuk along with the faculty members and 39 students. Mr. Pramit Chettri, Advocate was the Resource Person for the programme.
2.	01.12.2022	ICFAI University, Gangtok	Legal Awareness Programme on Fundamental Rights and Duties as

enshrined under Article 51A
of the Constitution of India.
The programme was
attended by faculty members
and 100+ students. Mr.
Pramit Chettri, Advocate
was the Resource Person
for the programme.
Information regarding
Domestic Violence Act,
2005, Protection of Children
from Sexual Offences Act,
2012, Free Legal Aid
Services, Maintenance and
Welfare of Parents and
Senior Citizens Act, 2007
were also disseminated to
the gathering.
Essay writing was also
conducted on the topic
"Fundamental Duties".
Fundamental Duties.

District Legal Services Authority, Mangan:

SI. No.	Date	Venue	Activity
1.	30.11.2022	Government Secondary School, Manul	Legal Awareness Programme on Fundamental Rights and Duties as enshrined under Article 51A of the Constitution of India was conducted. The programme had the participation of 73 people. Ms. Chenga Doma Bhutia, Panel Advocate was the Resource Person for the programme.
2.	01.12.2022	North Sikkim Academy, Mangan	Legal Awareness Programme on Fundamental Rights and Duties as enshrined under Article 51A of the Constitution of India was conducted. 120 persons attended the programme. Ms. Chenga Doma Bhutia, Panel Advocate was the Resource Person for the programme.

<u>District Legal Services Authority, (Namchi) and Taluk Legal Services</u> <u>Committee (Yangang):</u>

SI. No.	Date	Venue	Activity
1.	30.11.2022	Namchi New Secondary School	Essay Writing on Fundamental Duties as envisaged by Article 51A of the Constitution of India was organized and had the
2.	01.12.2022	Government Girls Senior Secondary School, Namchi	participation of 16 students. Essay Writing, Slogan Writing and Painting on Fundamental Duties was organized and had the participation of 12 students.
3.	01.12.2022	Government Senior Secondary School, Ben	Essay Writing on Fundamental Duties was organized and had the participation of 05 students.

District Legal Services Authority, (Gyalshing):

SI. No.	Date	Activity	
1.	26.11.2022	A poem writing competition was held for the students of Kaluk Children Home, Loving Girls Children Home, Sribadam, Ashirwad Children Home, Begha and Atish Dipanker Home, Chakung.	
2.	01.12.2022	Awareness on Fundamental Duties was given to the students by distributing pamphlets at Middle Gyalshing Secondary School, Kyongsa Girls Senior Secondary School, Government College, Gyalshing and Government Senior Secondary School, Soreng.	

VISIT TO THE LANDSLIDE AFFECTED AREAS

Under the NALSA (Legal Services to Disaster Victims through Legal Services Authorities) Scheme, 2010, the District Legal Services Authority, North at Mangan and District Legal Services Authority, South at Namchi visited the areas affected by landslides. The details are as under:

District Legal Services Authority, Mangan:

Date of Visit	Affected Area	Field Team Comprising of	Status
12.10.2022	Namok Swayem GPU	Ms. Chenga D. Bhutia, Retainer Lawyer and staff of DLSA (Mangan)	The field team learnt that necessary assistance has already been provided by the concerned offices. The Retainer Lawyer apprised the house owner that if any legal assistance is required, he can contact the team from DLSA (Mangan) and provided the contact numbers.
	Ramthang	Ms. Chenga D. Bhutia, Retainer Lawyer and staff of DLSA (Mangan)	The field team learnt that necessary assistance has already been provided by the concerned offices. The Retainer Lawyer apprised the house owner that if any legal assistance is required, he can contact the team from DLSA (Mangan) and provided the contact numbers.
	Primary Health Centre, Phodong	Ms. Chenga D. Bhutia, Retainer Lawyer and staff of DLSA (Mangan)	The field team learnt that necessary assistance has already been provided by the concerned offices, however, the tarpaulin sheets provided by the authorities were not enough to cover the affected wall. Accordingly, the field team of DLSA requested the Sub-Divisional Magistrate, Kabi to provide more tarpaulin sheets to avoid further damage to the newly constructed quarter and old staff quarter and the request was adhered to within two hours. The Retainer Lawyer apprised that if any legal assistance is required, he can contact the team from DLSA (Mangan) and provided the contact numbers.
	Mindrolling Monastery, Phodong	Ms. Chenga D. Bhutia, Retainer Lawyer and	The field team learnt that necessary assistance has already been provided by the concerned offices. The

	staff of DLSA (Mangan)	Retainer Lawyer apprised the In-charge that if any legal assistance is required, he can contact the team from DLSA (Mangan) and provided the contact numbers.
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<u>District Legal Services Authority, Namchi:</u>

Date of Visit	Affected Area	Field Team Comprising of	Status
28.11.2022	Pathing, Yangang	Mr. Jai Ram Gupta, PLV and staff members of DLSA (Namchi)	It was informed by Ms. Durga Maya Gurung, panchayat Member, Pathing Ward that seventy houses had been damaged by the landslide and ten such houses were totally dismantled. However, there were no casualties. The victims were kept in Pathing Junior High School, Yangang Bazaar on rent and Lepcha Tribal House, Yangang. Contact numbers of the Panel Advocates and Para-Legal Volunteers were provided for rendering free legal assistance.

LEGAL AWARENESS PROGRAMME FOR STUDENTS OF SECONDARY AND SENIOR SECONDARY SCHOOLS IN SIKKIM

During the quarter, fourteen legal awareness programmes were conducted by the team comprising of officers from the Social Welfare Department and Police Department, Government of Sikkim and Panel Advocates of Sikkim SLSA under NALSA (Legal Services to Victims of Trafficking and Commercial Sexual Exploitation) Scheme including Protection of Children from Sexual Offences (POCSO) Act, 2012, Sikkim Anti Drugs Act (SADA), 2006 and Welfare Schemes of Central Government and State Government for the students of Secondary Schools of Sikkim.





Government Secondary School, Pachak, Pakyong

Government Secondary School, Lingee Paiyong



Sardar Ran Bahadur Gurung, Government Senior Secondary School, Kaluk



Government Secondary School, Manzing

The details are as under:

SI. No.	Date	Venue	Resource Person	No. of participants comprising of students, teaching/non-teaching staff
1.	13.10.2022	Government Senior Secondary School, Chota Samdung, Soreng District	Panel Advocates Ms. Anusha Thapa and Mr. Manoj Subba, Police Sub- Inspector Ms. Geeta D. Chettri and Ms. Pratibha Tamang, Sr. Social Welfare Officer, Social Welfare Department	109
2.	14.10.2022	Government Secondary School, Jarrong	Mr. Rinzing Dorjee Lepcha, Police Inspector (Ravangla), Ms.	75

			Pushpa Rai, Social Welfare Officer (Namchi) and Ms. Sushila Thapa, Panel Advocate	
3.	15.10.2022	Government Secondary School, Borong	Panel Advocates Mr. J.B. Rai and Mr. Prasun Adhikari, Mr. Rajeev S. Bhujel, Sub-Inspector (Ravangla P.S.) and Ms. Suk Rani Limboo, Social Welfare Inspector (Namchi)	120

4.	19.10.2022	Sardar Ran Bahadur Gurung, Government Senior Secondary School, Kaluk	Ms. Barkha Subba, Panel Advocate, Ms. Norkit Lepcha, Assistant Public Prosecutor, Mr. Rajiv Mukhia Station House Officer (Kaluk P.S.) and Ms. Pratibha Tamang, Sr. Social Welfare Officer, Social Welfare Department	377
5.	29.10.2022	Government Senior Secondary School, Kewzing	Panel Advocates Ms. Unisha Pradhan and Ms. Tulasha Sharma, Mr. B.B. Rai, U.D.C. Social Welfare Department (Namchi) and Mr. Kedar Chettri, Lance Naik, Kewzing Out Post	166
6.	29.10.2022	Government Secondary School, Tingmoo	Ms. Kessang Doma Bhutia, Panel Advocate, Mr. Lopchang Bhutia, Lance Naik, Hingdam Out Post and Ms. Pushpa Rai, Social Welfare Inspector (Namchi)	42
7.	05.11.2022	Government Secondary School, Lingee Paiyong	Mr. Nirmal Kumar Bhardewa, Panel Advocate, Mr. Rinchen Lepcha, Lingmoo Out Post and Ms. Puspa Rai, Social Welfare Inspector	85
8.	05.11.2022	Government Senior Secondary School,	Mr. Purna Bahadur Thapa, Assistant	257

	Lingee	
		Sub-Inspector,
		Ms. Apiel S. Fost,
		Social Welfare
		and Panel (Namchi)
		Ms. Yashoda Rai and
9. 09.11.2022	+	Doma
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	Secondary School, Mangan	"S. Sonam Dowl
	- Thurigan	Chairpers 178
		(North) and Panel
		Chenga Dates Ms.
10. 14.11.2022		and Mr. Singhi Dadul
14.11.2022	Sonam Choda	
		Ms. Sonam Denka
	Secondary School Lingdong	Wangdi, 62
	anguong	Chairperson, DLSA (North) and Ms.
11. 19.11.2022		
	Government	Advocate
	John Soh	WS. Domo D
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	P	ushpa Rai, Social Velfare Incom
		Velfare Inspector Namchi) and to
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	Ms. Push	pa Rai.
	Officer (A	elfare
	Panel Advoca	ates Ms.

Pabitra Pradhan and Mr. Sonam Zigmee Bhutia

OTHER ACTIVITIES

HIGH COURT LOK ADALAT:

S.No.	Date	Presided over by	Cases taken up	Cases Disposed of
1.	21.10.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Ms. Basanti Rai and Ms. Yangchen Ladingpa	02	01
2.	11.11.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Mr. G.P. Pradhan and Ms. Geeta Gurung	02	Nil
3.	18.11.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Mr. G.P. Pradhan and Ms. Geeta Gurung	02	Nil
4.	02.12.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Ms. Basanti Rai and Mr. Wangyal Tshering Bhutia	03	Nil
5.	16.12.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Ms. Basanti Rai and Mr. Wangyal Tshering Bhutia	04	Nil
6.	19.12.2022	Hon'ble Mr. Justice A.P. Subba, former Judge, High Court of Sikkim along with Other Persons Ms. Basanti Rai and Mr. Wangyal Tshering Bhutia	04	Nil

NATIONAL LOK ADALAT:

National Lok Adalat was held on 12th November, 2022. 85 cases were taken up out of which 34 cases were settled and a total amount of Rs. 71,55,978 /- only was awarded.

Details of cases taken up and disposed of are as follows:

(i) Court of District & Sessions Judge, Special Division- II, East at Gangtok:

No. of cases taken up : 21 No. of cases settled : 07

Amount Awarded : Rs. 34,08,000/-

(ii) Court of District & Sessions Judge, South at Namchi:

No. of cases taken up : 04 No. of cases settled : 03

Amount Awarded : Rs. 16,23,000/-

(iii) Court of District & Sessions Judge, West at Gyalshing:

No. of cases taken up : 07 No. of cases settled : 03 Amount Awarded : Rs. 52,253/-

(iv) Court of Chief Judicial Magistrate-cum-Senior Civil Judge, East at Gangtok:

No. of cases taken up : 03 No. of cases settled : Nil Amount Awarded : Nil

(v) Court of Senior Civil Judge-cum-Judicial Magistrate, South at Namchi:

No. of cases taken up : 03 No. of cases settled : 03 Amount Awarded : Rs. 4,67,000/-

(vi) Court of Civil Judge-cum-Judicial Magistrate, West at Gyalshing:

No. of cases taken up : 44 No. of cases settled : 17

Amount Awarded : Rs. 15,80,725/-

(vii) Court of Senior Civil Judge-cum-Judicial Magistrate, South at Jorethang:

No. of cases taken up : 01 No. of cases settled : 01 Amount Awarded : Rs. 25,000/-

(viii) Court of Civil Judge-cum-Judicial Magistrate, Mangan:

No. of cases taken up : 02 No. of cases settled : Nil Amount Awarded : Nil

REGULAR LOK ADALAT AT THE DISTRICT AND TALUK LEVEL DURING THE QUARTER OCTOBER TO DECEMBER, 2022

DISTRICT LOK ADALAT (EAST) AT GANGTOK

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
09	30	117	147	126	21

DISTRICT LOK ADALAT (NORTH) AT MANGAN

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
02	Nil	01	01	01	Nil

DISTRICT LOK ADALAT (WEST) AT GYALSHING

No. of Adalat	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
04	Nil	31	31	20	11

DISTRICT LOK ADALAT (SOUTH) AT NAMCHI

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
80	25	05	30	14	16

TALUK LOK ADALAT (NORTH) AT MANGAN

No. of Lok Adalat held	All the second filters where	No. of cases received	Total	No. of cases disposed	No. of cases pending
05	Nil	02	02	01	01

TALUK LOK ADALAT (SOUTH) AT NAMCHI

No. of Lo Adalat hel	d Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
05	10	16	26	14	12

TALUK LOK ADALAT (SOUTH) AT JORETHANG

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
09	05	13	18	15	03

TALUK LOK ADALAT (WEST) AT GYALSHING

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
05	30	36	66	59	07

TALUK LOK ADALAT (WEST) AT SORENG

No. of Lok Adalat held	Previous Pending	No. of cases received	Total	No. of cases disposed	No. of cases pending
03	01	01	02	02	Nil

LEGAL AID

Legal aid was provided to 232 beneficiaries by the Sikkim State Legal

Services Authority during the quarter October to December, 2022 :-

Categories of beneficiaries are as under-

QUARTER	S.C.	S.T.	WOMEN	CHILD	UNDER TRIAL/DETAINED BY CUSTODY	GENERAL	DISABLED	SENIOR CITIZEN	TOTAL
October to December, 2022	04	15	94	02	91	19	Nil	07	232

CASES BEFORE THE MEDIATION CENTRES, EAST DISTRICT AT GANGTOK, SOUTH DISTRICT AT NAMCHI, WEST DISTRICT AT GYALSHING AND NORTH DISTRICT AT MANGAN FROM OCTOBER TO DECEMBER, 2022

CENTRE	NO. OF MEDIATIONS HELD	NO. OF CASES TAKEN UP	NO. OF CASES SETTLED	NO. OF CASES RETURNED	NO. OF CASES PENDING
Mediation Centre (East) at District Court Complex, Sichey, East Sikkim	39	24	06	10	08
Mediation Centre (North) at Pentok, Mangan, North Sikkim	02	01	NIL	NIL	01
Mediation Centre (South) at District Court Complex, Namchi, South Sikkim	35	34	07	19	08

Centre (West) at Civil Court Complex, Gyalshing, West Sikkim		46	10	13	23
Total	154	105	23		

PRE-LITIGATION MEDIATION BEFORE THE MEDIATION CENTRES, EAST DISTRICT AT GANGTOK, SOUTH DISTRICT AT NAMCHI, WEST DISTRICT AT GYALSHING AND NORTH DISTRICT AT MANGAN FROM OCTOBER TO DECEMBER, 2022

CENTRE	NO OF	1			
	NO. OF APPLICATIONS RECEIVED DURING THE QUARTER	NO. OF CASES PENDING AT THE BEGINNING OF QUARTER	NO. OF CASES SETTLED	NO. OF CASES DISPOSED OF AS NON- STARTER	NO. OF CASES PENDING AT THE END OF QUARTER
Mediation Centre (East) at District Court Complex, Sichey, East Sikkim	NIL	02	01	NIL	01
Mediation Centre (South) at District Court Complex, Namchi, South Sikkim	04	NIL	NIL	04	NIL
Mediation Centre (West) at Civil Court Complex, Gyalshing, West Sikkim	03	NIL	NIL	02	01
Mediation Centre (North) at Pentok, Mangan, North Sikkim	NIL	NIL	NIL	NIL	NIL
Total	07	02	01	06	02

TRAINING PROGRAMMES FOR PANEL ADVOCATES

Under the directions of Hon'ble Justice Meenakshi Madan Rai, Judge, High Court of Sikkim & Executive Chairperson, Sikkim SLSA, training programmes are being conducted by Sikkim SLSA every month through webinar for the Panel Lawyers (upto 12 years of practice).

Three training programmes were conducted via virtual mode during the quarter October to December, 2022 which are as follows:

SI. No.	Date	Topic	Resource Person
1.	31.10.2022	Section 7,16,19,20,21,22,23,24&30 of Sikkim Anti – Drugs Act highlighting Hon'ble High Court of Sikkim's decisions	Mr. S.S. Hamal, Senior Advocate, High Court of Sikkim & Senior Panel Advocate, Sikkim SLSA
2.	05.11.2022	Constitutional Laws on Writs	Mr. J.B. Pradhan, Senior Advocate, High Court of Sikkim
3.	31.12.2022	Procedures for preparation of Writs in the Hon'ble High Court	Mr. Karma Thinlay, Senior Advocate, High Court of Sikkim

LEGAL AWARENESS PROGRAMMES THROUGH DOORDARSHAN AND ALL INDIA RADIO

As an awareness drive, Sikkim State Legal Services Authority has been disseminating information on various legal topics which is telecast in Doordarshan once a month under "Gramin Kariakram" and All India Radio every Saturday under "Kanuni Kura". The Resource Persons comprises of Panel Advocates of Sikkim SLSA.

The topics discussed during the quarter October to December, 2022 are as follows:

• Doordarshan (once a month):

SI. No.	Month	Topic	Resource Person
1.	October, 2022	Children related laws vis-à- vis Child Labour (Prohibition and Regulation) Act, 1986, Prohibition of Child Marriage Act, 2006, Wright of Children to Free and Compulsory Education Act, 2009 and Juvenile Justice (Care and Protection of Children) Act, 2015	Mr. U.P. Sharma, Panel Advocate, Sikkim SLSA
2.	November, 2022	Remedies available through Writs under the Constitution of India	Mr. S.S. Hamal, Senior Advocate, High Court of Sikkim and Senior Panel Advocate Sikkim SLSA
3.	December, 2022	Cyber Crimes with special emphasis on Information Technology Act, 2022	Mr. T.R. Barfungpa, Panel Advocate Sikkim SLSA

• All India Radio (every Saturday):

SI. No.	Date	Topic	Resource Person
1.	01.10.2022	Land Laws in Sikkim	Mr. S.S. Hamal, Senior Advocate, High Court of Sikkim & Senior Panel Advocate, Sikkim SLSA
2.	08.10.2022	Protection of Women from Domestic Violence Act, 2005	Ms. Zola Megi, Panel Advocate, Sikkim SLSA
3.	15.10.2022	Alternative Dispute Resolution including Lok Adalat, Mediation and Pre- Litigation Mediation	Mr. Umesh Ranpal, Panel Advocate, Sikkim SLSA
4.	22.10.2022	Sikkim Anti-Drugs Act, 2006 and Narcotic Drugs & Psychotropic Substances Act, 1985	Mr. K. T. Tamang, Panel Advocate, Sikkim SLSA
5.	29.10.2022	Matrimonial Laws in Sikkim	Ms. Kessang D. Bhutia, Panel Advocate, Sikkim SLSA

6.	05.11.2022	The Mental Health Care Act, 2017	Mr. Safal Sharma, Panel Advocate, Sikkim SLSA
7.	12.11.2022	The Right of Persons with Disabilities Act, 2016	Mr. Bhushan Nepal, Panel Advocate, Sikkim SLSA
8.	19.11.2022	Child Labour (Prohibition and Regulation) Act, 1986	Mr. Pema Ongchu Bhutia, Panel Advocate, Sikkim SLSA
9.	26.11.2022	Sexual Harassment of Women at Workplace (Prevention, Prohibition and Redressal) Act, 2013	Ms. Gita Bista, Panel Advocate, Sikkim SLSA
10.	03.12.2022	The Motor Vehicles Act, 1988 r/w Motor Vehicles (Amendment) Act, 2019	Mr. Sushant Subba, Panel Advocate, Sikkim SLSA
11.	10.12.2022	The Prevention of Damage to Public Property Act, 1984	Mr. Dewen Sharma Luitel, Panel Advocate, Sikkim SLSA
12.	17.12.2022	Types of Writ	Mr. Karma Thinlay, Senior Advocate, High Court of Sikkim

13.	24.12.2022	Labour Laws	Mr. Sisir Mothay, Panel Advocate, Sikkim SLSA
14.	31.12.2022	Prevention of Cruelty to Animals Act, 1960	Mr. Thupden Yongda, Panel Advocate, Sikkim SLSA

ONLINE COUNSELLING FOR THE INMATES ARRESTED UNDER SADA, 2006 AND NDPS ACT, 1985

Online counseling is being provided to the inmates involved in cases under Sikkim Anti Drugs Act, 2006 and Narcotic Drugs and Psychotropic Substances, Act, 1985 and lodged in State Central Prison, Rongyek, East Sikkim and District Prison, Boomtar, Namchi, South Sikkim by the Counselors from the Rehabilitation Homes (1) Serenity Home, Rehabilitation Centre,

Lower Burtuk, Gangtok and (2) Freedom Facility, Rehabilitation Centre, Tathangchen, Gangtok through webinar on rotation basis under NALSA (Legal Services to the Victims of Drug Abuse and Eradication of the Drug Menace) Scheme, 2015 from the office of Sikkim SLSA.

Twenty five counselling programmes were conducted via virtual mode during the quarter October to December, 2022 as detailed below:

SI. No.	Date	Resource Persons	No. of Participants (UTPs)
1.	12.10.2022	Mr. Amon Boris Lepcha, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	12
2.	14.10.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	49
3.	17.10.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	17
4.	19.10.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	08
5.	21.10.2022	Mr. Amon Boris Lepcha, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	34
6.	24.10.2022	Mr. Amon Boris Lepcha, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	14
7.	28.10.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	40
8.	31.10.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	10
9.	02.11.2022	Mr. Amon Boris Lepcha, Counselor, Serenity Home,	13

		Rehabilitation Centre, Lower	
		Burtuk, Gangtok	
10.	04.11.2022	Mr. Amon Boris Lepcha, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	35
11.	07.11.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	20
12.	11.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	33
13.	14.11.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	16
14.	16.11.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	11
15.	18.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	27
16.	21.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	17
17.	23.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	14
18.	25.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	32
19.	28.11.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	12
20.	30.11.2022	Mr. Promit Chettri, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	17
21.	02.12.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home,	30

		Rehabilitation Centre, Lower Burtuk, Gangtok	
22.	05.12.2022	Mr. Sushant Karkidoli, Counselor, Serenity Home, Rehabilitation Centre, Lower Burtuk, Gangtok	11
23.	14.12.2022	Mr. K.C. Nima, Ms. Prisila Rai and Ms. Zyermit Pundi Lepcha, Counselors, Freedom Facility Rehabilitation Centre, Tathangchen, Gangtok	08
24.	16.12.2022	Mr. Noel Lepcha and Mr. karma Jigmee Bhutia, Counselors, Freedom Facility Rehabilitation Centre, Tathangchen, Gangtok	33
25.	19.12.2022	Mr. Noel Lepcha and Mr. Sumeran Manger, Counselors, Freedom Facility Rehabilitation Centre, Tathangchen, Gangtok	19

COUNSELLING FOR RECOVERING SUBSTANCE ABUSERS AND REHABILITATED DRUG ABUSERS

On the request of Sikkim State Legal Services Authority, a room has been allotted at Old STNM Hospital, Gangtok by the Health & Family Welfare Department, Government of Sikkim to be used as a "Day Care and Counselling Centre" for recovering substance abusers and rehabilitated drug abusers and is functioning since 20th January, 2022.

The Centre is being run by the Counselors of Serenity Home, Lower Burtuk. The number of persons who have visited the Day Care and Counselling Centre for the quarter October to December, 2022 are as under:

Month	No. of Days visited by the recovering substance abusers/rehabilitated drug abusers	No. of visitors	
October, 2022	22	96	
November, 2022	27	102	
December, 2022	18	58	

MICRO LEGAL LITERACY CAMPS

CONDUCTED BY	DATE	VENUE
DLSA &TLSC, East at Gangtok	21.10.2022	Special School for Speech and Hearing Impaired, Upper Sichey.
	01.12.2022	ICFAI University, Gangtok.
DLSA, North at Mangan & TLSC, North at Mangan.	13.12.2022	Block Administrative Centre, Passingdong, Upper Dzongu.
DLSA & TLSC, South at Namchi	08.11.2022	Government Secondary School, Ralang.

MGNREGA LEGAL LITERACY CAMPS

CONDUCTED BY	DATE	VENUE
DLSA, North at Mangan	12.10.2022	Toong Naga GPU
	14.10.2022	Namok Swayem GPU
DLSA & TLSC, South at Namchi	01.10.2022	Sorok, Namchi.
	01.12.2022	Gram Panchayat Unit, Namchi
TLSC, Soreng	01.12.2022	Sombaria, Moonew, Soreng
	27.08.2022	Parenggaon, Soreng.

OTHER LEGAL AWARENESS PROGRAMMES

CONDUCTED BY	DATE	VENUE	Name of the Programme
DLSA, South at Namchi	01.10.2022	Sorok, Namchi	Senior Citizen's Day
	10.10.2022	District Hospital, Namchi	World Mental Health Day
	01.12.2022	Gram Panchayat Unit, Namchi	World AIDS Day
	03.12.2022	Jawaharlal Nehru Memorial	World Disability Day

		Institute, Boomtar, Namchi	
	09.12.2022	Temi Tea Factory, Namchi	Human Rights Day
	23.12.2022	Office of Food & Civil Supplies and Consumer Affairs Department, Namchi	Consumer Day
DLSA, West at Gyalshing	01.12.2022	District & Sessions Court premises, Kyongsa	World AIDS Day
	03.12.2022	District & Sessions Court premises, Kyongsa	World Disability Day
	10.12.2022	District & Sessions Court premises, Kyongsa	Human Rights Day
	24.12.2022	District & Sessions Court premises, Kyongsa	Consumer Day
TLSC, Soreng	01.12.2022	Singling GPU, Soreng	World AIDS Day