

8, 11 and 15

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2124/2012 and C.M. No.4597/2012 (stay)

CHANDANA BANDYOPADHYAY Petitioner
Through: Mr. Vikram Saini, Advocate.

versus

SHYAM PRASAD VIDYALYA SR.SECONDARY SCHOOL & ORS.

..... Respondents

Through: Mr. Arun Kumar Verma, Advocate
with Mr. Ashish Bansal, Advocate for
respondent No.1.
Ms. Navratan Chaudhary, Advocate
for respondent Nos.2 and 3.

+ W.P.(C) 5409/2012 and C.M. No.11026/2012 (stay)

UMA MITRA Petitioner
Through: Mr. Vikram Saini, Advocate.

versus

SHYAMA PRASAD VIDYALAYA MANAGING COMMITTEE AND
ORS Respondents

Through: Mr. Arun Kumar Verma, Advocate
with Mr. Ashish Bansal, Advocate for
respondent No.1.

+ W.P.(C) 7829/2012 and C.M. No.19702/2012 (stay)

M.S.VERMA Petitioner
Through: Mr. Vikram Saini, Advocate.

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versus

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SHYAMA PRASAD VIDYALAYA , SR. SEC. SCHOOL AND ORS

..... Respondents

Through: Mr. Arun Kumar Verma, Advocate
with Mr. Ashish Bansal, Advocate for
respondent No.1.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

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16.07.2013

The limited issue in these cases is the entitlement of the petitioners to be considered for re-employment upto the age of 62 years. This issue is no longer res integra and it has been held by a learned Single Judge of this Court in the case of *Shashi Kohli Vs. DOE (2011)179 DLT 440* that entitlement of an employee is not for re-appointment but only for being considered for re-employment for two years. This judgment has been upheld by the Division Bench in LPA Nos.414/2011 and 415/2011 decided on 28.3.2012.

Accordingly, these petitions and applications are disposed of with the direction that the respondent-school will consider the re-employment of the petitioners within six weeks till the age of 62 years in

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accordance with the ratio in the case of *Shashi Kohli (supra)*.


VALMIKI J. MEHTA, J

JULY 16, 2013

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