

\$~1, 7, 8, 9 & 13

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

W.P.(C) 5858/2015

RAJESHWARI UPADHAYAY

..... Petitioner

Through: Mr.O.P.Agarwal and Mr.Deepak
Agarwal, Advocates

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr.Sarfaraz Ahmad, Mr.Ruchir
Mishra and Mr.Mukesh Tiwari,
Advocates
Mr.S.S.Sejwal, Law Officer, CRPF

W.P.(C) 5798/2015

SHREE RAM UPADHYA

..... Petitioner

Through: Mr.O.P.Agarwal and Mr.Deepak
Agarwal, Advocates

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr.Manish Mohan, CGSC with
Mr.Arn timer Kumar, Advocate

W.P.(C) 5800/2015

KISHAN SINGH HC/GD, (RETD.)

..... Petitioner

Through: Mr.O.P.Agarwal and Mr.Deepak
Agarwal, Advocates

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Ms.Monika Arora, CGSC with
Mr.Harsh Ahuja, Advocate

+ **W.P.(C) 5803/2015**

UPENDER MANDAL

..... Petitioner

Through: Mr.O.P.Agarwal and Mr.Deepak
Agarwal, Advocates

versus

page 1 of 3

UNION OF INDIA & ORS. Respondents
Through: Mr.Sarfaraz Ahmad, Mr.Ruchir
Mishra and Mr.Mukesh Tiwari,
Advocates
Mr.S.S.Sejwal, Law Officer, CRPF

W.P.(C) 5816/2015

SANTOSH KUMAR Petitioner
Through: Mr.O.P.Agarwal and Mr.Deepak
Agarwal, Advocates
versus

UNION OF INDIA & ORS. Respondents
Through: Mr.Sarfaraz Ahmad, Mr.Ruchir
Mishra and Mr.Mukesh Tiwari,
Advocates
Mr.S.S.Sejwal, Law Officer, CRPF

CORAM:
HON'BLE MR. JUSTICE S. RAVINDRA BHAT
HON'BLE MS. JUSTICE DEEPA SHARMA

O R D E R

% 13.07.2015

C.M.Nos.10550, 10436, 10438, 10448 & 10505 of 2015
(for exemption)

Exemption is allowed subject to just exceptions.

Applications are disposed of.

W.P.(C) Nos.5858, 5798, 5800, 5803 & 5816 of 2015

Issue notice. Notice is accepted on behalf of the Respondents. It is submitted that the writ petition can be disposed of today.

The claim in all these proceedings by the writ petitioners is for the grant of Second Financial Upgradation in terms of the ACP Scheme promulgated by the Central Government on 09.08.1999. It is not disputed by the Respondents that the claim has to be allowed in view of the previous

decision of this court in *Shekhar Chand vs. Union of India & Others* in **W.P.(C) 4632/2015** and other connected cases decided on 11.05.2015.

Accordingly, the directions are issued to treat the writ petitions and pass appropriate orders after due verification as to the Petitioners' entitlement to the Second Financial Upgradation wherever warranted and consequently orders shall be made within four weeks. The entire process inclusive of pay fixation orders, release of arrears and fitment at the appropriate stage in grant of increments shall be completed within 12 weeks from today.

In the case of Petitioners who have retired, pension fixation orders shall also be issued and arrears of pension based upon the grant and release of financial upgradation shall also be appropriately given within the said period.

The writ petitions are allowed in the above terms.

Order dasti.

S. RAVINDRA BHAT, J

DEEPA SHARMA, J

JULY 13, 2015

rb

page 3 of 3