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

+ W.P.(C) 10708/2017

NORTHERN ZONE INSURANCE EMPLOYEES
ASSOCIATION (REGD). AND ORS. Petitioners

Through: Mr.Som Dutta Sharma, Advocate and
Mr.Gaurav Bhardwaj, Advocate

versus

LIFE INSURANCE CORPORATION OF INDIA
AND ORS. Respondents

Through: Mr.Kamal Mehta, Advocate for R-1 and
R-2
Ms.Monika Arora, CGSC and Mr.Harsh
Ahuja and Mr.Kushal Kumar, Advocates
for R-3

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR

ORDER
% **01.12.2017**

CM No.43876/2017

Allowed subject to just exceptions.

W.P.(C) No.10708/2017 & CM No.43875/2017

Pay fixation of Ex-Servicemen re-employed with respondent-LIC of India has been done vide order of 6th January, 2017 (*Annexure P-6*) but with effect from 1st January, 2006. The question which arises is as to how can respondent proceed with the re-fixation with retrospective effect. Since petitioner Nos.2 to 31 are the aggrieved parties, therefore they are

permitted to file a concise representation to respondent-LIC within one week from today.

Learned counsel for respondent-LIC submits that if such a representation is received within a week, then it would be decided within three weeks and that too, by a speaking order and the fate of the representation would be made known to petitioner No.1-association within a week thereafter.

Let it be so done. First petitioner has made a representation of 17th August, 2017 (*Annexure P-7*) for putting on hold the recoveries likely to be made in pursuance to the retrospective re-fixation and it is the case of the petitioner that no response to this representation (*Annexure P-7*) by first respondent is forthcoming.

Let respondent-LIC decide representation (*Annexure P-7*) of first petitioner also within 3 weeks and the fate of said representation be made known to first petitioner within a week thereafter. Till it is so done, no recoveries in pursuance to the re-fixation (*Annexure P-6*) be made by respondent-LIC.

With aforesaid directions, this petition and the accompanying application are disposed of.

Copy of this order be given *Dasti* to both the sides.

(SUNIL GAUR)
JUDGE

DECEMBER 01, 2017

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