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

+ W.P.(C) 5946/2018 & C.M.No.23179/2018 (stay)

UNION OF INDIA AND ANR. Petitioner

Through Ms.Ruchika Rathi, Adv.

versus

BABU LAL MITHARWAL Respondent

Through Mr.Gyanant Kumar Singh, Adv.

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

% **28.08.2018**

1. The petitioner is aggrieved by an order dated 18.07.2016 passed by the Central Administrative Tribunal, Principal Bench, New Delhi in T.A. No.30/2015 filed by the respondent directing that the respondent is entitled to a minimum pay at the entry grade w.e.f. 01.01.2006 by relying on the judgment of the Division Bench of this Court in ***Dashrath & Anr v. Union of India & Ors.*** (W.P.(C)No.727/2015) decided on 27.01.2015.

2. Learned counsel for the respondent states that the petitioners have already implemented the impugned judgment and the requisite benefit has been extended to his client on 21.09.2016 i.e. within less than two months of passing of the impugned judgment.

3. On enquiring from learned counsel for the petitioner as to

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whether the aforesaid statement is correct, she concedes that the relevant benefits under the impugned judgment have been extended to the respondent. That being the position, we do not see any reason to entertain the present petition filed in May, 2018 particularly, when it is nowhere been stated therein that the benefit of the impugned judgment has already been granted by the petitioners to the respondent.

4. The present petition is dismissed alongwith the pending application.

HIMA KOHLI, J

REKHA PALLI, J

AUGUST 28, 2018

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