

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
Date of Order: May 31, 2018
+ **W.P.(C) 6162/2018**

D L PAHUJAPetitioner
Through: Mr. Ravi Varma, Advocate
versus
GOVERNMENT OF NCT OF DELHI & ORS.Respondents
Through: Ms. Avnish Ahlawat, Standing
Counsel, GNCTD and Ms. Palak
Rohmetra, Advocate for R-1 to 3

CORAM:
HON'BLE MR. JUSTICE SUNIL GAUR
ORDER
(ORAL)

1. Vide order of 22nd December, 2017, second respondent was directed to consider the Representation in light of recommendation of 14th November, 2017. Pursuant to order of 22nd December, 2017 (Annexure P-14), impugned order of 19th March, 2018 (Annexure P-16) has been passed by respondents granting Assured Career Progression (hereinafter to be referred to as 'ACP') benefit to petitioner.
2. Now, the grievance of petitioner is that third MACP benefit has not been granted despite recommendations of 14th November, 2017 (Annexure P-13).
3. Learned counsel for petitioner submits that in the Representation (Annexure P-15), benefit of third MACP was sought, but it has neither been granted nor refused in the impugned order.
4. Although, impugned order is in consonance with the Court order of 22nd December, 2017 (Annexure P-14), but the recommendations (Annexure P-13) were in respect of MACP as well and in the

Representation (Annexure P-15), petitioner had sought the benefit of MACP.

5. In the facts and circumstances of this case, it is deemed appropriate to dispose of this petition with direction to second respondent to re-consider the Representation (Annexure P-15) in respect of grant of benefit of third MACP as well and if for any reason whatsoever, benefit of third MACP is not to be granted to petitioner, the reasons for not doing so, be spelt out within a period of four weeks and petitioner be apprised of it within a week thereafter, so that petitioner may avail of the remedies available to him, if need be.

6. This petition is accordingly disposed of.

Copy of this order be given *dasti* to counsel for the parties.

(SUNIL GAUR)
JUDGE

MAY 31, 2018

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