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

+ W.P. (C) 11835/2009 & CM 1910/2015

SMT. RAJNI MATHURPetitioner

Through: Mr. Deepak K. Sharma, Mr.
Ashish Sharma and Ms. Gauri Kaushik
Advocates

versus

DR. RADHAKRISHNAN INTERNATIONAL SCHOOL

..... Respondent

Through: Mr. Viraj Sabharwal, Advocate for
respondent No. 1

Mr. Santosh Kumar Tripathi, ASC, Mr.
Shashank S Tiwar and Mr. Parth Vasishth,
Advocates for respondent-GNCTD

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

ORDER

% **11.01.2018**

Petitioner, who had retired as Post Graduate Teacher (PGT) on 31st July, 2008, seeks reinstatement under Automatic Re-Employment Scheme, payment of gratuity, arrears of pay upon implementation of 6th Pay Commission and leave encashment in this petition. Learned counsel for petitioner submits that though the prayer for reinstatement has become infructuous, arrears of pay in terms of 6th Pay Commission have not been granted despite order of 27th July, 2015.

Learned counsel for respondent-School submits that petitioner through her authorized representative has already received arrears of 6th Pay Commission, gratuity, etc., and nothing is due to petitioner.

Learned counsel for petitioner submits that upon submission of indemnity bond, provisional payment has been received. Be that as it may. Second respondent-DOE in its counter affidavit has stated that petitioner would be entitled to arrears of 6th Pay Commission as well as leave encashment, gratuity, etc., if not already done. In case petitioner is not satisfied with the amounts so received, then petitioner shall within a period of four weeks make a concise Representation to respondent-School, who shall deal with it by passing a speaking order and would support it with requisite documents and convey the fate of Representation to petitioner within twelve weeks of receiving it, so that petitioner may avail of remedies as available in law, if need be.

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

(SUNIL GAUR)
JUDGE

JANUARY 11, 2018

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