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

+ **W.P.(C) 12749/2018**

ABDUL HAMID Petitioner

Through Mr. Ankur Chibbar, Advocate

versus

UNION OF INDIA AND ORS. Respondents

Through Mr. Sarat Chandra, Advocate for R-1 to R-4

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE SANJEEV NARULA

ORDER

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28.11.2018

CM APPL.49516/2018 in W.P.(C) 12749/2018

1. Exemption allowed subject to all just exceptions.

W.P.(C) 12749/2018

2. This petition has been filed by the Petitioner who started as Constable (GD) in the CRPF and was enrolled on 20th May 1982. He was promoted to the rank of Head Constable on 10th October 1997. He seeks a direction to the Respondents to correctly fix his pay in the scale of Rs. 10,230/- plus grade pay of Rs.4,200/- instead of Rs.9,300/- on the completion of 24 years of service, which occurred in May, 2006.

3. The issues raised are no longer *res integra* and have been considered in a number of decisions of this Court. The most recent is the decision dated 12th November, 2018 of this Court in WP(C) No. 9893/2018 (*Rajbir Singh vs. Union of India*)

4. The earlier decisions of this Court dated 11th October, 2017 in WP(C) No. 9359/2016 (*SI/G.D.Shambhu vs. Union of India*) and 12th January, 2018 in WP(C) No.332/2017 (*Jas Ram vs. Union of India*) where relief has been granted to identically placed Petitioners have been discussed in detail in decision in *Rajbir Singh* (*supra*).

5. Following the aforementioned decisions, this writ petition is allowed and the impugned orders challenged in this petition are quashed. A direction is issued to the Respondents to fix the pay scales of the Petitioner at Rs.10,230 with grade pay with effect from the date on which he completed 24 years of service.

6. Consequential orders be passed by the Respondents within a period of eight weeks from today.

S. MURALIDHAR, J.

SANJEEV NARULA, J.

NOVEMBER 28, 2018

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