

\$~18

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

+ W.P.(C) 969/2018 & CM Nos.4065-66/2018

DELHI STATE INDUSTRIAL AND INFRASTRUCTURE
DEVELOPMENT CORPORATION LIMITED Petitioner

Through: Ms.Biji Rajesh, Advocate for
Mr.Gaurang Kanth, Advocate

versus

SYED ABDUL AWWAL & ORS. Respondents

Through: None

CORAM:

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

% **02.02.2018**

1. Learned counsel for the petitioner states that the impugned common judgment dated 28.07.2017 was passed by the Central Administrative Tribunal on two Original Applications bearing numbers O.A.No.820/2017 & O.A. No.1164/2017. She states that the writ petition [W.P.(C) 9866/2017] filed by the petitioner/DSIIDC against the decision taken in OA No.820/2017 was dismissed by this Bench on 17.11.2017. A copy of the order dated 17.11.2017 is handed over by the learned counsel for the petitioner.

2. As the legal position in both the cases is the same and we have already expressed our view while dismissing W.P.(C) 9866/2017, there is no reason for us to express a different view in the present case.

3. We had stated in para no.6 of the order dated 17.11.2017 as follows:-

“6. We are inclined to concur with the submissions made by learned counsel for the respondents. Having perused the impugned order it is clear that, the Tribunal has only directed the petitioner to consider the qualifications of the respondents along with their experience for promotion to the post of Superintendent Engineer (Civil), in accordance with the Recruitment Rules and only thereafter take a decision. That being the position, there is no ground to interfere with the impugned order. The petitioner is at liberty to consider the case of each of the respondents for promotion to the post of SE (Civil), in accordance with the extant rules and take a decision accordingly. Learned counsel for the petitioner seeks four weeks time to take a decision in respect of the respondents. Needful shall be done within the aforesaid time frame under written intimation to the respondents.”

4. The present petition is disposed of on the same lines by granting the petitioner/DSIIDC a period of four weeks to take a decision in respect of the respondents in the present case under intimation to them.

5. The application is disposed of along with the pending applications.

HIMA KOHLI, J.

REKHA PALLI, J.

FEBRUARY 02, 2018

‘pg’