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

+ W.P.(C) 864/2019

MANISH KUMAR AND ORS.

..... Petitioner

Through: Mr. Rajshekhar Rao with Mr. Ankur
Khandelwal and Mr. Gowrang, Advs.

versus

UNION OF INDIA AND ORS.

..... Respondent

Through: Mr. Manish Mohan, CGSC with Ms.
Manisha Saroha and Mr. Abhishek
Chaudhary, Advs for R-1 to R-3.
Mr. Naresh Kaushik with Mr.
Lakshay Juneja, Advs. for R-4.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE VINOD GOEL

ORDER

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07.02.2019

C.M. No. 3906/2019

Exemption allowed, subject to all just exceptions. The application stands disposed of.

W.P.(C) 864/2019 & C.M. Nos. 3907,3908/2019

The petitioners have preferred this writ petition without first approaching the Tribunal.

The submission of Mr. Rao is that since the Tribunal has already rendered its decision, which is against the interest of the petitioners, there was no purpose in first approaching the Tribunal. He points out that W.P.

(C) No. 109/2019, *Himanshu Kumar Verma and Anr. v. Union of India and Ors.*, is already pending consideration before this Court wherein the decision of the Tribunal is under examination. The petitioners have also moved an application i.e. C.M. No. 3908/2019 to seek leave for listing of the petition before this Court without first approaching the Tribunal.

Issue notice. Counsel for the respondents accept notice. Counter affidavit(s), if any, be filed within 4 weeks. Rejoinder be filed before the next date of hearing.

List on 08.04.2019 along with W.P. (C) No. 109/2019.

The petitioners may also move an application in W.P. (C) No. 109/2019 to leave to intervene in the matter.

VIPIN SANGHI, J

VINOD GOEL, J

FEBRUARY 07, 2019

N.Khanna