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

+ **W.P.(C) 9357/2019**

EX. HC/GD SUSHIL KUMAR RATHORE Petitioner

Through: Mr.O.P. Agarwal, Advocate.

versus

UNION OF INDIA AND ORS. Respondent

Through: Mr.Anil Dabas with Mr.Amit Gupta
and Mr.Praveen Kumar, Advocates.

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE TALWANT SINGH

ORDER

% **11.10.2019**

1. The prayers in the present petition stand covered by the decision dated 13th September, 2019, as modified by order dated 18th September, 2019, of this Court in W.P. (C) 8203/2019 (*Ex-Head Constable GD Prahalad v. Union of India and batch*).

2. Accordingly, the petition is allowed with the following directions:

- (i) The Petitioner would be given the arrears of the first ACP for the period of completion of 12 years of service till the date of the first promotion;
- (ii) The benefit of the MACP will be given from the date of completion of

20 years of service by treating the MACP as applicable with effect 1st January 2006 onwards;

(iii) The Petitioner will be placed in the appropriate pay scale of SI/HC etc. as the case may be (for eg. In the case of SIs Rs.9300 – 34800 with grade pay of 4200) from the date of completion of 20 years of regular service up to the date of voluntary retirement; and,

(iv) The appropriate revised pension orders will be issued and arrears will be paid to the Petitioner within a period of 12 weeks, failing which the Respondents would be liable to simple interest at 6% per annum on the arrears of period of delay.

3. Order *dasti* under the signatures of the Court Master/Private Secretary.

S.MURALIDHAR, J

TALWANT SINGH, J

OCTOBER 11, 2019

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