

\$~48

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

+ **W.P.(C) 1314/2020**

CORPORAL DURGESH KUMAR

.... Petitioner

Through: Mr. Manoj Kumar Gupta and Mr.
Banvendra Singh Gandhar,
Advocates.

versus

UNION OF INDIA AND ORS.

..... Respondents

Through: Mr. Abhay Prakash Sahay, CGSC
and Mr. Jitendra Kumar Tripathi,
Government Pleader.

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE TALWANT SINGH

ORDER

%

05.02.2020

CM APPL. 4585/2020 (Exemption)

1. Allowed, subject to all just exceptions.

W.P.(C) 1314/2020

2. Notice. Notice is accepted by learned counsel for the Respondents.

3. Subject to the Respondents verifying the details, the prayers in the present petition stand covered by the decisions dated 9th January, 2019 in W.P.(C) No. 10026/2016 (*Govind Kumar Srivastava v. Union of India*); decision dated

11th December, 2019 in W.P.(C) No. 5642/2019 (*Mohammad Israr Khan v. Union of India*) and the decision dated 15th January, 2020 in W.P. (C) 9524/2019 (*Rakesh Kumar v. Union of India*).

4. Accordingly, a direction is issued to the Respondents to grant the Petitioner, upon verification, *pro rata* pension from the dates that he was discharged from service, with arrears being paid to the Petitioner not later than 12 weeks from today, failing which the Respondent would be liable to pay simple interest at the rate of 6% per annum on the said sum for the period of delay.

5. The petition is disposed of with above directions.

S.MURALIDHAR, J.

TALWANT SINGH, J.

FEBRUARY 5, 2020/abc