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

+ **W.P.(C) 1850/2020**

EX HC/GD MOHAN SINGH Petitioner

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

versus

UNION OF INDIA AND ORS. Respondents

Through: Mr. Dilbag Singh, Senior CGSC.

CORAM:

JUSTICE S.MURALIDHAR

JUSTICE TALWANT SINGH

ORDER

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18.02.2020

CM APPL. 6501/2020 (Exemption)

1. Allowed, subject to all just exceptions.

W.P.(C) 1850/2020

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

3. 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-Constable GD Prahalad v. Union of India and batch*).

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

(i) The Petitioner would be given the benefit of the 1st financial

upgradation under the ACP scheme for completion of 12 years of service for the period from 17th July, 2001 to 31st December, 2005;

- (ii) The benefit of the 2nd financial upgradation under the MACP scheme will be given from the date of completion of 20 years of service by treating the said scheme 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 12 and 20 years of regular service, respectively, up to the date of the Petitioner's 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 for the period of delay.

S.MURALIDHAR, J.

TALWANT SINGH, J.

FEBRUARY 18, 2020/abc